

Newark, New Jersey, January 5, 1983

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P. M.

The audience arose for the National Anthem.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Edward Johnson, Sergeant-at-Arms, Rosalind Bressler, Assistant Corporation Counsel.

(Councilman Rice arrived 1:40 P. M.)

(Councilman Payne arrived 2:25 P. M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on December 28, 1982 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD OCTOBER 21, 1982.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD OCTOBER 21, 1982.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD NOVEMBER 11, 1982.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD NOVEMBER 24, 1982.

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A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

4-e. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD NOVEMBER 24, 1982.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

4-f. The City Clerk presented COPY OF MINUTES OF RECONVENED MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD DECEMBER 1, 1982.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, HELD JUNE 14, 1982, JULY 19, 1982, SEPTEMBER 27, 1982, OCTOBER 18, 1982 AND NOVEMBER 29, 1982.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Branch seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, HELD OCTOBER 25, 1982 AND NOVEMBER 15, 1982.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

4-i. The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF SEPTEMBER, 1982 AND OCTOBER, 1982.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

4-j. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF NOVEMBER, 1982.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

A motion that "Hearings of Citizens" be heard at this time was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani,
President Grant.

- 6-HC-a. MR. WILLIAM RUTAN, VICE PRESIDENT, BRADLEY COURTS, 52 NORTH MUNN AVENUE, NEWARK, NEW JERSEY.
- 6-HC-b. MS. ELSIE EATMAN, PRESIDENT, PENNINGTON COURT TENANTS ASSOCIATION, 177 PENNINGTON COURT, T-C, NEWARK, NEW JERSEY.
- 6-HC-c. MR. BOLDEN HARVEY, PRESIDENT, SETH BOYDEN 2-21E TENANTS ASSOCIATION, 120 DAYTON STREET, APT. 15-E, NEWARK, NEW JERSEY.
- 6-HC-d. MR. JAMES JOHNSON, PRESIDENT, SETH BOYDEN REGULAR TENANTS ASSOCIATION, 107 CENTER TERRACE, T-A, NEWARK, NEW JERSEY.
- 6-HC-e. MR. CLARENCE HUTCHINGS, PRESIDENT, BAXTER TERRACE REGULAR TENANTS ASSOCIATION, 202 ORANGE STREET, APT. 2-B, NEWARK, NEW JERSEY.
- 6-HC-f. MS. VERDELL EURE, PRESIDENT, COLUMBUS HOMES TENANTS ASSOCIATION, 4 SHEFFIELD DRIVE, APT. 6-E, NEWARK, NEW JERSEY.
- 6-HC-g. MR. EARNEST F. SHORT, PRESIDENT, SETH BOYDEN, 2-21F TENANTS ASSOCIATION, 839 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY.
- 6-HC-h. MR. JOHN B. JOHNSON, PRESIDENT, WALSH HOMES TENANTS ASSOCIATION, 1925 MC CARTER HIGHWAY, 6-G, NEWARK, NEW JERSEY.

(Councilman Rice arrived 1:40 P. M.)

- 6-HC-i. MS. LOUISE DORSEY, PRESIDENT, HAYES HOMES TENANTS ASSOCIATION, 278 WEST KINNEY STREET, T-A, NEWARK, NEW JERSEY.
- 6-HC-j. MR. JOHN H. SMITH, PRESIDENT, KRETCHMER HOMES ELDERLY TENANTS ASSOCIATION, 991 FRELINGHUYSEN AVENUE, APT. 2-G, NEWARK, NEW JERSEY.
- 6-HC-k. MS. DORIS MC CRAY, PRESIDENT, NEW HORIZON 2-27B TENANTS ASSOCIATION, 270-A IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY.
- 6-HC-l. MR. OSCAR MILES, PRESIDENT, NEWARK TENANTS COUNCIL INC. AND PRESIDENT, SCUDDER HOMES TENANTS ASSOCIATION, 64 BROOME STREET, APT. 4-H.
- 6-HC-m. MR. ALVIN N. WRIGHT, EXECUTIVE DIRECTOR, NEWARK TENANTS COUNCIL, INC., 86 NORTH MUNN AVENUE, NEWARK, NEW JERSEY.

A motion to permit Constance Washington to be heard on "Hearings of Citizens" was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 6-HC-o. MS. CONSTANCE WASHINGTON, 1925 MC CARTER HIGHWAY, NEWARK, NEW JERSEY.

A motion to permit Ella Granger to be heard on "Hearings of Citizens" was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 6-HC-q. MRS. ELLA GRANGER, 79 LINCOLN STREET, 5-I, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council pointing out that they were tired of receiving "lip service" on a host of complaints, including unsanitary conditions and lack of security and services. They noted that during the municipal elections they were promised that things would be different. They noted that some of the Council Members are doing the best they can. The tenants also called for the dismissal of Executive Director Buck, Newark Redevelopment Housing Authority because he does not care.

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Newark Tenants Council President, Oscar Miles urged the Council to adopt a resolution which is going to be proposed by Councilman Tucker, calling for the separation of the Newark Redevelopment and Housing Authority into two autonomous agencies - housing and redevelopment.

Messrs. Wright and Miles indicated that the proposed lease by Newark Redevelopment and Housing Authority is totally unacceptable. They pointed out that the Housing officials are not living up to the current lease.

Councilman Carrino said the people in public housing in the City of Newark, if everybody knows anything about politics, where the people responsible for the Administration sitting in Newark right now, to be re-elected for a fourth time. He thinks the people in public housing, if you look at the larger housing projects in the City of Newark, they were directly responsible when they told the Mayor that they were happy with Mr. Buck, making \$55,000. You told the Mayor it was okay to pay a secretary making \$12,000. in the City to be Mr. Buck's Assistant, making \$49,000. and she is running the Housing Authority and not Mr. Buck. What he is saying is very clear. Everybody tells them to stay out of politics of the Board of Education and the Housing Authority because the Mayor picks the 9 Members to the Board of Education and the Mayor chooses the 9 Housing Commissioners, all 9 of which he has never met, they don't come to meetings, they don't pick up the phone calls from them and the Mayor has the authority to pick the Assistant Executive Director, Mr. Blue. Mr. Blue, Ms. Falgiani and Mr. Buck are making over \$160,000. a year and they don't even want to talk to the tenants. Maybe they are the blame also, he doesn't know but the point is he doesn't see all of the tenants of public housing going to the source of the person who is the most responsible person in the City and that is the Mayor.

Councilman Carrino concluded by saying they are here every day and every two weeks and they know what is wrong with public housing. He has been to Columbus Homes on numerous times and wouldn't want anybody to live in those buildings but he also knows they do what they have to. They went out and got \$24 million to renovate them and even before they finished the place was worse than before they started. He doesn't know what is going on every day but he does know the places are not fit for people to live under the present conditions. When he sees maintenance men making \$12,000. and being laid off and then sees Ms. Falgiani receiving a \$17,000. raise, something is wrong in the Housing Authority. The only person who can make that change is the Mayor. Last winter when they were having problems with the pipes and they had a meeting with Mr. Blue and the tenants and they promised the Council the world and the moon and they got nothing. They are going to court now because they can't get a copy of their minutes from their meeting.

Councilman Carrino said he felt that it wasn't fair that they should bear the brunt of the problem. 57 Sussex Avenue should be notified that there is a problem and not with the number of tenants present today but a larger number. He also didn't see anyone going down to the second floor, the Mayor's Office. He felt that a meeting with people who are responsible and indicate to everyone what they intend to do.

Councilman James concurred with remarks made by Councilman Carrino and would go further to say that they do have a greater responsibility by the Mayor, regardless of the inactivity of Mr. Buck, Mr. Blue and the Housing Commissioners themselves. They as elected officials go to public housing this election year and asked for their votes and those who signed a letter of intent. They have a responsibility whether they do that with the Mayor, or with Mr. Buck, the problem of public housing is joined with them. He said he will be happy to hear Councilman Tucker's proposal because he has no obligation to anyone and can vote his conscience. They can no longer sit here and make false promises. They cannot tell them what they are going to do because the tenants have been here before. They know the problems wherein Housing Authority indicated they were spending \$400,000. to study the problem. Now they are talking about a new lease, a rent increase, etc. They have in the past invited Mr. Buck and Mr. Blue to meet with the Council in special conference, which Mr. Buck didn't attend several of those meetings. They have had officials from HUD, from Washington, Trenton and the Regional Office, etc. He hoped in recognizing the seriousness of the problem, rather than give out false promises, that they decide what they can do, how best they can

achieve those goals, develop some plan and follow up on that, then monitor the implementation, continue to meet with the tenants on an on-going basis. Rhetoric will not solve the problem that exists in public housing. They need our help now, they need action now and he is ready to support that action.

Councilman Martinez concurred with remarks made by both of his colleagues. People are here because they have indicated that the Housing Authority has no concern for the tenants. The Newark Housing Authority hasn't shown any concern to anybody. The Newark Housing Authority owes \$6 million in water and sewerage bills to the City of Newark. If they paid their \$6 million and the people that pay the high rates, they could cut the water and sewerage bills in half. It was this Council that adopted a resolution and funded the dollars so that high rise housing complexes would have three garbage pick-ups a week instead of two. There are many vacancies in all those housing projects and perhaps many of them are not aware, that when there is a vacancy, Washington still sends money to the City of Newark. Where does that money go? He referred to the Kretchmer Homes pointing out they are very bad wherein the City of Elizabeth wanted to build a wall between Elizabeth and Newark because they didn't want people coming into Elizabeth and didn't want to look at that building. Congressman Rinaldo sponsored a resolution in Washington, D.C. saying the Kretchmer Homes were a disgrace to housing. They recently had Mr. Pierce brought here by President Grant to do a tour of some of the housing projects and when he visited Columbus Homes he indicated they were the worst in the nation. Last month he sponsored a resolution calling upon the Newark Area Office of United States Department of Housing calling for a comprehensive study. Councilman Martinez read the resolution. (7-R-cs (A.S.), November 23, 1982. This resolution was forwarded to HUD and they responded. "We have received your letters of December 1, 1982. Please be advised that the Newark Housing Authority has recently requested proposals to do an understudy to which you refer." He thinks the Newark Housing Authority is going to do a study on themselves and he is ready to join Councilman Tucker in the separation of the Housing Authority and Redevelopment Agency and it appears to be the only area to go, it can't get any worse because nothing can get worse than the conditions the tenants are living under.

Councilman Tucker said he would like to reaffirm the declaration of commitment that he signed as a candidate, running for office in May of this year and in the June election. If you will note, one of the paragraphs in there is the separation of the Housing Authority. When he signed that declaration of commitment he meant it and he will move affirmatively to take care of business in that regard. He knows they as Members of the Council have had a relationship with the Newark Housing Authority, all of which has not been good and most of them are frank enough to say that and they have heard concerns raised about the Housing Authority that in some cases have validity, from his standpoint, in most cases do not. He wanted to share a couple of these points with them. The Housing Authority, and more specifically, Mr. Buck, keeps telling them that the reason they are having most of the problems is that the projects are old and they are so old that they are breaking down. He looks at that and doesn't quite understand that. He looks at the Prudential Apartments, which are located on Barclay Street which was built around the time he was born, which is still functioning. He finds it hard when they say to him that the main reason they are having problems is the money, they don't have the money and then all of a sudden he looks at the audit report and finds out that Mr. Buck pays his dues to the National Bar Association out of Housing Authority funds. He finds it very difficult to deal with that situation or if he demands a copy of their minutes and finds out Ms. Falgiani gets a \$17,000. raise and Mr. Buck's contract was extended. He remembers during the election campaign and they were very much concerned about what was going to happen to the tenants and remembers what the Mayor said and he is not dealing with interpretations. He is dealing with what came out of his mouth on that occasion and he thinks that Reverend Short along with the other tenants were saying "what was going to happen in regard to inept Administration that existed within public housing". At that time the Mayor said there are going to be changes at the top level and he thinks that they have been in receipt of changes. They saw Mr. Buck's contract extended to a five year term, rather than letting it run out. They saw the City Administration go out and give a bill to Senator Lipman and try to get Mr. Blue and Ms. Falgiani and all the other unfunctional incompetents, get them permanent Civil Service by the passing of New Jersey State Statute, that was accomplished. They saw that change. They saw a change where instead of repairing housing, the units, which currently exist in every single unit of the housing projects, they have not seen any repairs. What they have seen in effect is welding up the doors saying "they are not going to repair that", allow the junkies to go in and break the pipes

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and let the water run down the stairs, and they talk about changes. They have seen changes in many other ways but he thinks the point that is being made is that they can no longer sit down and say to the Board of Commissioners of the Housing Authority which has not had the dignity of coming to meet with the Governing Body since they have been appointed. They cannot no longer say it is a matter of communication between the tenants and Mr. Buck. There is an old expression that people use to utilize in the bureaucracy in the past and they would say the best way to get rid of a problem was to ignore its existence. The second best way is to try to straighten out the mess, try to turn the blame around. Now we see the Housing Authority coming out with another change, since they haven't been providing the services, they develop a lease now which says they don't have to provide the basic services. They are going to blame the tenants for their own ineptness. They have talked to the managers who indicated they can't do anything and some of them are present today and asked to say what is happening in their units. They in turn informed him that they were ordered by Mr. Buck and Mr. Blue to be here but not to say anything. They are seeing a deplorable situation and it is getting worse and the important point which must be known is that people can tolerate a lot of things when there is hope that something is going to change. What Mr. Buck has done is basically take all hope of possible change. They need not study the Housing Authority. If you need to study something, then you don't know what it is. They know what the problem is, they don't need a grant from the Federal Government to study that. He knows the efforts Mr. Pierce's office put forth is a realistic approach but the difference is you can't have the makers of the problem be charged with the responsibility of studying themselves. As he stated in the past, he intends to follow through on that and intend to try to make sure the Housing Board of Commissioners becomes more sensitive. He can promise them now he is not going to vote on any of the Commissioners coming before the Council unless the tenants in themselves expressed a desire to be there. He is also not going to vote for one dime to be transferred to the Housing Authority. He thinks the Members of the Council are well aware of the problems and he thinks they accept the responsibility that they are placing in their hands and make no mistake that they are going to "carry the ball" and are not going to drop it and take care of business the way they want them to take care of.

Councilman Branch said they are greatly concerned in regards to where they live, especially the lease, which they just received from the tenants. He hoped they would review the lease and make some recommendations. He is committed to the residents of the Central Ward and particularly those who voted for him. He is committed in doing the right things for them who need assistance and they cannot shrug their responsibilities. There are changes that have to be made in regard to improving public housing. He is not sitting here and promising them a "pot of gold" because he can't give that but he can give them his strength and all the energy that he has given in the past. He is ready to support what is right and what is ready and what is needed to improve the conditions of public housing. One thing that he strongly stresses and he believes Mr. Buck and Mr. Blue were present, that there be a live communication across this entire City with every agency. He will ask again that President Grant request Mr. Buck to meet with the Council because the Housing Authority has the responsibility of sharing of what is taking place, what their plans are, etc.

Councilman Payne said even though the South Ward doesn't have public housing, he stands committed to work for the tenants in public housing. He feels it is important that all of them become involved in this problem, 10% live in public housing. He thinks they are losing part of their young people who are afraid to go outside to play because it is too dangerous and tired of staying inside because it is too dismal, senior citizens are prisoners in their own homes, and when that happens we are in a sad way. He thinks they have to take a look at what they have. It doesn't make sense for people to be looking for apartments when the Housing Authority has 10% or 15% that are vacant. They are getting calls from people at Columbus Homes that are being put out and the Housing Authority says call them in May because they are taking applications. If they took all the money from the Housing Authority and put it into housing itself, it could probably solve all the problems. They would probably do better running without all of those Administrative heads because they are not doing anything. He thinks there will be tough times. There is no more Section 8 money. They are going to have to look at

and deal with how to make it better. There is no money. \$30 billion has been cut out of domestic spending, so there isn't going to be a lot of money coming in. He thinks what they need to do is make the Housing Authority become sensitive. He stands 100% behind his colleagues and the tenants of housing.

Councilman Rice said he has been told the Administration of the Housing Authority is doing a terrific job. Mr. Buck has managed to balance the budget but finds it very disturbing because it doesn't make any difference if the budget is balanced, if people cannot live like people, the money in the accounts are not spent to maintain public housing. He doesn't think they are here today to talk about public housing, the issue is much greater than that. He is a firm believer that those in the City, not only public housing, have been short-changed too many years by the same people that they manage to surface to leadership roles. He stands ready with his Council colleagues to help bring out that separation in public housing in order that they may be better served. He pointed out that he doesn't have to be reminded about the commitment he made prior to getting elected. He doesn't need a reminder of the fact that he is not here only to represent people but to do what he was raised as a Christian to do God's work and he thinks the problems they are having are humanity problems and he thinks those who have become complacent in their bourgeoisie people. Once again, they need to look back at our past and rekindle the things we used to do. Although the numbers here are few and he thinks overnight they can rapidly increase that number and he says today and he will echo it over and over until they can have the type of service in the City of Newark that they deserve. They need to once again do what they did in the 60's, to march. If those that are here today and those who are not cannot live in public housing as people, if they cannot live here and get the services they should be getting, he thinks it is time to stop the rhetoric, time to challenge them as people, check their sincerity about what they are saying they want and organize the march on 57 Sussex Avenue and close down the administration office. They recognize the problems they are having in public housing. He is ready to take the battle to the battle fields. He doesn't like writing reports, he doesn't like talking a lot of talk, but if they are willing to march, he will take the flag down up front with them.

Councilwoman Villani said it is most fitting that they are here today at their very first meeting of the new year. They have been in office six months now and they know what is going on because they certainly have campaigned in every housing unit in the City of Newark. They have listened to the dignitaries of public housing speak to them today and as one of the speakers stated, they are beholden to them because they elected them and this is why they are listening to them. They could say the problem is not theirs but since it is their problem it is also the Council's. When she was campaigning she found the way they are forced to live is a disgrace to their dignity, no one wants to live under those conditions. When they took office they asked the Council to sign a commitment to them, and they did. She questioned whether they asked the Mayor to sign a commitment. He must also answer to them. Before she came to this meeting today, she called Housing and spoke to Mr. Buck and Mr. Blue and they made a commitment that they will sit with the residents, the Board of Commissioners together with Mr. Buck and Mr. Blue. Councilwoman Villani requested President Grant to form a committee, that when that meeting takes place which he assured her it would, and sit and monitor it.

Councilman James said the citizens will leave today and he thinks the only avenue of hope they have given them is the word of split or separation and he certainly wants to make sure they lead them in the right direction. First of all, once the call was for two members of public housing to serve as Commissioners and they felt that would solve the problem. They know now today it did not solve the problem. There has also been a hue and cry to replace Mr. Buck and Mr. Blue and no Members of this Council have that power. It is strictly a responsibility of the Commissioners who in turn are appointed by Mayor Gibson. There is also a belief by some who will not tell you, that some believe that those in the Housing Authority do not want to deal with perhaps one of the most critical problems of rent increase. He agrees with the tenants that the present relocation plan of moving from bad conditions to bad conditions is no solution to the problem and he thinks they are hearing clear that tenants do understand and accept responsibility that if they improve services, security, etc., rent increase with increased services is a possibility. He referred to a play called "Shenandoah" when the young black youth was released at the end of the movie and told "to go down the road, he was free" he turned around and said "what is freedom." They are

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now telling everyone to leave here today with split and separation as the hope from the Council. He would hope that those who have his support would break down and explain to everyone what will the separation accomplish so down the road they will offer the tenants something more than a name, split and separation because emotionalism, grandstanding, playing to the crowd, is not going to solve the problem of public housing.

Councilman Martinez said he thinks they have heard most of the Members of the Council respond. He can recall they had a meeting in August of 1982, with Mr. Buck and representatives of the East Ward housing complexes and they all recognize the fact that there are some tenants that are not worthy of any kind of housing, they also recognize the fact that some tenants, that should not be in certain public areas. He recalls being in Kretchmer Elderly with Mr. John Smith and a tenant put a gun to someones' head and tried to have that tenant evicted and they refused. That same tenant did it again. He has received calls from tenants there were people dealing with drugs, tenants breaking into other tenants apartments, etc. He thinks also the proposal that was made by the East Ward, where the tenants themselves would be the screening committee for those tenants coming in and the tenants would take the responsibility to evict those tenants from those projects, to make it a better place to live.

Councilman Tucker said rather than go into details now of the separation of the Newark Redevelopment and Housing Authority, in talking with President Grant who suggested that this item be placed on the next special conference but he thinks it is important to note that when they start to look at this that they understand that they have received a legal opinion from the Law Department indicating that it is the Council's prerogative to split that authority. The Council must in its wisdom in moving affirmatively to separate the Housing Authority designate another redevelopment entity within the City of Newark to handle that responsibility. That responsibility can be turned over to a municipal agency, such as MPDO, it can be turned over to a non-profit agency, NEDC, or Newark Housing Rehabilitation Corporation or the Council can designate a non-profit tax-exempt municipal entity or create a new corporation. The point they are dealing with right now is the Council on Tuesday has to decide where do they want the Redevelopment Authority to go. Once that decision has been made then they can move affirmatively on splitting the Housing Authority.

Councilman Rice said as he looks around the audience, the short time he has been on the Council, he has noticed in the daytime that the number of people that support the issue, such as housing, police, sanitation, etc. are not filling the room and he recognizes in the City of Newark those of them who are trying to exist, trying to raise families, will do everything they can to maintain the few jobs they have. Because of the concern and because of those separate entities, people are not that much concerned, because you can count the numbers. He informed the audience that he is going to ask the City Clerk that they hold all their Council meetings at night to give everyone an opportunity to be heard and will ask his colleagues to support that.

Councilwoman Villani said if the march on Sussex Avenue takes place as Councilman Rice suggested, she would like to ask every Member of this Council to support and march with the residents of the City of Newark.

Councilman James said due to the seriousness of Hearings of Citizens they have had on the question of public housing, for the Director of public housing, Mr. Buck to write a press release before the meeting, before the hearing, for the very same people he refused to give a hearing, to have a press release, is grossly insensitive, irresponsible and testimony of his failure to assess the issue. How can you, without even hearing the people tell the Council what they are going to say. For him to be in support of a study and he writes "as long as the funding is inadequate." If the funding is inadequate, suppose the study, we are paying \$400,000. and comes back and says "paint every building", what are we going to do? The second one is an indictment of the tenants. "Of course we wish we had the resources from the Federal Government and the residents" which means they are not paying their rent. For a man to have a press release written before the meeting is an insult and he hoped that under Motions they would forward a letter to him. For a man to write a letter before the people have spoken is disrespectful to this Body and every tenant in public housing in the City of Newark.

Councilman Tucker said Councilman James indicated something he was going to say. To him he has had opportunities the same as the other Members of the Council requesting meetings with Mr. Buck and then to be informed that he is not available and works on Friday at the State on High Education or he is out of town somewhere. He thinks it is blatant inconsistency and blatant insensitivity. The press release, all it does is crystalize the inevitability. He thinks the other point is that when Mr. Buck says to them, that they as the Governing Body are going to get information about the Housing Authority. Councilman Tucker referred to the last paragraph of the press release "It is also our intention to provide the Mayor with full information on this subject, and through him, the City Council". To him that doesn't even deal with the whole question of what the City Council is. In this particular press release, he has made the Newark City Council, the Governing Body, an advisory committee, subject to the determination of the Mayor. All he is saying, that this is disgraceful.

6-HC-n.

MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council requesting interpretation on the Rent Control Ordinance adopted by the Municipal Council. In the ordinance, Council listed exempt agencies or persons from the Rent Control. One of those exempt is the City of Newark and questioned if that was correct.

President Grant replied that was correct.

Mr. Hurtz further questioned if that was law and the City is exempt.

President Grant replied that each Member of the Council could give him what they might call a quasi or intellectual response. Perhaps they can rely on legal counsel and requested Assistant Corporation Counsel Bressler to approach the podium.

Assistant Corporation Counsel said that rent control is not one of her areas and she has to look into it and get back to the Council with an answer.

President Grant requested Assistant Corporation Counsel Bressler to respond to Mr. Hurtz in writing.

President Grant said not only is the City of Newark exempt from rent control but there are other governmental institutions within the City of Newark, such as federal buildings, county buildings, etc.

Mr. Hurtz requested the Council to look at that legislation.

Mr. Hurtz also referred to Annual Reports of various Departments and Agencies and noted that the Board of Education has not submitted an Annual Report to this Body since 1969. His organization, Coalition Six, supports the Members of the Council with respect to the Housing Authority and will join with them in their fight for rights and justice.

(Councilman Payne arrived 2:15 P. M.)

President Grant said he thinks Mr. Hurtz's specific question was whether or not the City is allowed to charge the alleged percentage. In his opinion and it is not the legal opinion, the City is not under the same mandates as Rent Control to be guided by.

A motion to permit Mr. Lou Holzer to be heard on "Hearings of Citizens" was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-p.

MR. LOU HOLZER, 160 TUXEDO PARKWAY, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Resolution 7-R-a on this agenda. The speaker noted this resolution was awarded without competitive bidding. He doesn't challenge the legality but challenges the wisdom. To his knowledge Lehman Brothers Kuhn Loeb Incorporated doesn't contribute anything to the City of Newark, pay taxes, or

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rent or contribute to the payroll tax. The speaker questioned how come no firms from the City of Newark were considered and said that he could name a few firms that would be able to handle this. He has no monetary or personal interest in any of the business firms and is appearing before the Council as a taxpayer and a concerned citizen. The speaker suggested the Council invite firms from the City of Newark before they make a decision.

Councilman Martinez said he sincerely respects the speaker for appearing before the Council as a citizen and expressing his words of wisdom. If they had more people like him, it would sort of keep a lid on them. He went to see Donald Manns, the President of Public Relations, Prudential and asked him that question. He asked whether Prudential would want to sit down with the City of Newark because of what they have done in the past, they certainly have been in the financial market and have done very well and they told him they would not be interested because they have their own people to take care of it. They would not come and work with the City of Newark. He then told Mr. Mann that they had a company by the name of Lehman Brothers Kuhn Loeb Incorporated and he informed him that they were reputable in the financial market and hearing Director Jones, and they know of the conditions of most of the schools, and he indicated that if they had a financial consultant on board, and he believes he would be paid only if he sold the bonds based upon his performance. He said he would certainly want to see a person from Newark to get that kind of selected business but he thinks going by direction of Director Jones, it is sort of imperative that this be acted upon as quickly as possible.

4-A-1.

The City Clerk read APPLICATION OF CELESTINO GARCIA, APPLICANT AND OWNER, UNDER CONTRACT, FOR VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK, TO PERMIT IN A 2ND INDUSTRIAL DISTRICT THE ESTABLISHMENT OF A JUNK YARD FOR THE DISMANTLING, STORAGE AND SALE OF USED AUTO PARTS ON PREMISES 145-161 PENNINGTON STREET.

The Board of Adjustment at its regular meeting November 9, 1982, approved the application by a vote of 7 Ayes.

An appeal in the matter was filed in the Office of the City Clerk on November 10, 1982. The transcript in connection with this matter was received December 27, 1982 and each Member of the Council was furnished with a copy of the transcript.

On December 27, 1982, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter will be heard by the Municipal Council at their regular meeting January 5, 1983 at 1:00 P. M., in the Council Chamber, second floor, City Hall, Newark.

On December 30, 1982, the City Clerk notified the applicant and the appellant and objectors that the appeal scheduled for January 5, 1983 at 1:00 P. M., in the Council Chamber, second floor, City Hall, Newark, had been rescheduled to Wednesday, February 2, 1983, at 1:00 P.M., as the minimum 10 day notice required under N.J.S.A. 40:55D-17 was not given, pursuant to a memorandum received from the Law Department.

By direction of the Municipal Council on January 4, 1983, the City Clerk notified the applicant and the appellant and the objectors that the appeal in this matter had been changed to January 19, 1983, at 8:00 P. M., in the Council Chamber, City Hall, Newark.

A motion to defer action on this appeal until January 19, 1983 at 8:00 P. M. was made by Councilman Tucker.

Mr. Turco requested to be heard at this time.

President Grant stated we have received a letter from the Law Department suggesting this matter not be heard today.

Councilman Martinez said he knows Councilman Tucker has made a motion and it has not been seconded. For the purpose of discussion only, he will second his motion.

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A motion for a discussion to be held at this time was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

Councilman Martinez said what occurred here on this particular appeal, is that the applicant, Mr. Celestino Garcia, from his understanding received a letter from the City of Newark indicating that the appeal was postponed until February 2, 1983. Upon receipt of that communication, he left for Florida and questioned whether this matter can be heard before the Governing Body on January 19th, 1983 without the applicant being present.

Assistant Corporation Counsel Bressler replied the matter can be heard, although it is usually scheduled on the date and time, the courtesy is given to provide oral argument because an applicant is entitled to have oral argument. She knows one of the questions before this Council is the matter of a 95 day limitation. She has a suggestion to make, if it will resolve the problem. As it now stands the 95 days is up February 15th and that would make February 2nd the last possible meeting which a decision can be made. There is a provision in the Land Use Law that permits an extension of a 95 days, if the applicant waives the 95 day rule or permits extension for a certain period of time. Her suggestion would be to give the applicant the right to speak before the Body and at the same time not come up against the running of the 95 days is to request the applicant, the property owner, that he waive the 95 days or extend the 95 days by one more meeting and that way there would be no loss of time or added time pressure.

President Grant read the following memorandum from Assistant Corporation Counsel Bressler as follows:

Newark

Kenneth A. Gibson
Mayor

Department of Law

920 Broad Street
Newark, New Jersey 07102
201 733-3880

John J. Teare
Corporation Counsel

January 5, 1983

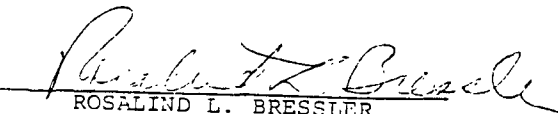
M E M O R A N D U M

TO: Frank D'Ascensio
City Clerk

FROM: Rosalind L. Bressler
Assistant Corporation Counsel

RE: Appeal of variance granted to permit
establishment of a junk yard on pre-
mises 145-161 Pennington Street

This will confirm our recent conversation in which I advised you to postpone the hearing before the Municipal Council in the above matter, which had been scheduled for January 5, 1982, as the minimum 10 day notice required under N.J.S.A. 40:55D-17 was not given.


ROSALIND L. BRESSLER
Assistant Corporation Counsel

RLB/bjl

President Grant asked whether he was hearing correctly, that this matter can be heard today.

Assistant Corporation Counsel Bressler replied the Council is not going to hear this matter today because of the 10 day notice. The question Councilman Martinez had asked was can they go on with the appeal on January 19th as presently planned if the applicant is not here. It is usual and in fact the law gives an opportunity for the applicant to have an opportunity to give oral argument and/or to submit a brief on this matter. It is up to this Council, if the Council wishes to defer it until February 2, 1983.

Councilman Martinez said the question is that we gave the applicant a letter indicating that the date for the appeal is set for February 2, 1982 at 1:00 P. M. He is assuming now that he has not received the other letter that it has been changed to January 19th. If they went ahead with the hearing, wouldn't he have the right to take them to court indicating that he received a letter indicating the appeal was scheduled for another day and didn't receive another letter because he was in Florida.

Assistant Corporation Counsel Bressler replied if the applicant requests a postponement until February 2nd because he is in Florida and not able to appear, and this Council refuses to postpone the hearing he then could make an argument which may be successful in court that the Council has abused discretion by refusing to postpone the meeting. At the same time, however, this Council has a problem because they are mandated under the Land Use Law to hear it within 95 days and they do have the right to request of the applicant an extension of the 95 day period and her suggestion to resolve both issues is to grant the postponement until February 2, 1983 on condition that the applicant extends the 95 day period, so this Council will still then have a good opportunity to consider and hear this matter.

Councilman Tucker said he believes the applicant has contacted Councilman Martinez on this matter. He thinks they are basically dealing with the Land Use Law and his concern is a very simple one and that is if the applicant cannot make the 19th meeting then the applicant should officially notify this Body that they cannot make the 19th. Any kind of verbal communication dealing with that 95 day situation has no relevancy at all. He would like to remind his colleagues of the situation that took place he believes in the West Ward, where the Council felt they wanted to defer the matter and once they deferred the matter, did not act on the matter and did not make a decision on the matter, based on Land Use Law, the decision of the Board of Adjustment was automatically confirmed based on the time constraints of the meeting. He has made the motion to basically have the hearing on January 19th and he thinks it is formal and proper that the applicant make an official notification that says that he or she cannot be here on the 19th and then indicate whether or not the applicant wants to waive. What they are doing now is that they are dealing with verbal representation, there is nothing at this point in time in writing. They also have the member of the appeal, who was here earlier and he thinks Councilman Martinez and himself met with her and she indicated if the applicant cannot be here on the 19th that she would prefer to have the meeting held on a night meeting in February. All he is saying that is another verbal representation. The net result is that they have nothing in writing at this point in time, all they have is verbal representation from the person who is appealing it and verbal representation from the person who in effect is the applicant. That is the reason why he feels they move affirmatively to schedule the date of the 19th, if either party cannot make it, either the applicant or the person who filed the appeal, they can notify the Council in writing, they can ask for legal representation on that and find out whether the period of time can be extended.

Councilman Martinez said he would like to ask Mr. Turco a question. In conversation with Mr. Turco earlier, he informed him that the applicant was in Florida and when he received the original notice from the City, he went on his vacation and he also told him that he did not know where in Florida and would not be able to contact him and asked him whether he would want to elaborate.

MR. LOUIS M. TURCO, 237 ADAMS STREET, NEWARK, NEW JERSEY, owner of the property which is the subject of this. The transcript arrived approximately 10 or 11 days ago

upon repeated requests by him and his communication with the Court Reporter who transcribed the minutes, as to why it was taking so long. It was then scheduled for today's meeting. He then received a letter indicating that this matter would not be heard today because the Law Department indicated that 9 days notice was given instead of 10. He then telephoned the Law Department and spoke to Roz Bressler and asked if this matter of State Law could not be waived. Subsequent to that date, letters went out to everyone, myself, the objectors, the applicant that the matter would be heard on February 2, 1982, at 1:00 P. M. The applicant then went to Florida. Based on the desire of some of the Members of the Council to move it from February 2nd to January 19th. This poses a great hardship upon the applicant, who has now gone to Florida and causes untold problems. When he inquired upon some Members of the Council, why this is being done, there were two problems that presented themselves. 1) There was an opinion perhaps I, or other members seeking to have this variance approved sought to put forth this date as far back as possible and he assured that, Councilman, that this date was not selected by him. The second problem that was presented, if the Council was not able to make a decision on February 2nd, he believes they would have approximately 14 or 15 days thereafter, within the 95 days. First of all, legally, he cannot waive the 95 day requirement, only Mr. Garcia can do that. He indicates, however, that if they have a hearing here on February 2nd and they are not able to make a decision and they ask the applicant if he will waive the 95 days, he sure as heck would have to be a fool to say he will not waive that because in all probability he would be rejected. He thinks that problem can be addressed on February 2nd. The second part he wants to state is that he thinks there is an attempt by some people to try to make this a political controversy. He has been approached by people who say what is happening and are being fed misinformation and the purpose of making it a night meeting is to have a lot of people here to perhaps voice their objections, one way or another. He thinks this Council should go beyond the point where they look to create controversy. He thinks we have to understand that an appeal of a zoning board matter is based solely on the record and the people who objected below can come and summarize their opinions. There can be no more people in favor, no people opposed.

Councilman Tucker said they have informed the people who were notified to be here today that this matter would not be discussed today. Mr. Turco, who has made his representation indicates he cannot speak for the applicant. The issue he is raising is a simple one. They notify people that this matter would not be discussed today, the people who appealed it are not here, the applicant is not here, and he would like to know what they are discussing at this point in time.

President Grant stated that Councilman Martinez posed a question to Mr. Turco. He asked Councilman Martinez if he feels his question has been sufficiently answered?

Councilman Martinez said his question is answered but in all due respect to the applicant, he feels, if the applicant is not here on January 19th, and they are going to have a lot of people here, he is going to ask for deferment until February 2nd. If they don't have the applicant present, he doesn't think it is fair that they are going to discuss something and not having the applicant having the opportunity to respond. He will, ask for an adjournment, deferment, until February 2, 1983 and he also agrees with what Mr. Turco said. On February 2, 1983 at the start of the meeting they can say to the person if there is no resolution of the issue, prior to hearing it, request an extension of the 95 day period.

Councilman Branch said he has one concern, suppose the applicant does not show February 2, 1983, what position does that place in terms of waiving his rights.

Assistant Corporation Counsel Bressler replied that if the applicant does not show on February 2nd, then he waives his rights to oral argument. She would add that to be on the safe side in case this does end up in court as a legal issue, that prior to postponing the meeting then, that there be something in writing from the applicant requesting the postponement and indicating that the applicant waives, at least extends the 95 day period by two weeks in order to permit it to go to the following meeting, if necessary. She would suggest that this be obtained in writing from the applicant.

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Councilman Martinez asked Mr. Turco whether he would be able to reach the applicant.

Councilman Tucker said we are discussing verbal representation. They told the people who appealed that they would not discuss this matter today. He thinks that is right. She was in my office and we told her it would not be discussed today and based on that she left and went home. Now we are sitting here and discussing this matter. All he is saying is one very simple point, again, he reiterated, the applicant is not here, the people who appealed are not here. Mr. Turco is indicating to the Council, with no representation, above and beyond accepting his word, that the applicant can't be here on the 19th. They have no way of substantiating the statement. All he is saying in effect is that they shouldn't get into the merits or the demerits of this particular appeal until people are present.

Councilman Martinez said he does not know the applicant and does not know where he is at and he is just asking, he assumes Mr. Turco knows the applicant because he is selling the property. If he is able to contact him, Councilman Tucker has a request that the person send a letter stating that on January 19th he cannot be here because he is away and he would waive that 95 day period and would like the hearing held on when he was originally notified by February 2.

Councilman Tucker said all he is saying in effect is that they have nothing but verbal representation. Yesterday when he raised a point in the pre-meeting conference meeting as to why February 2 was established, needless for him to say, whether the logic of why it was established for February 2nd was acceptable or not, there was a determination to establish the hearing on January 19th. The people were notified and if the applicant cannot make it, what have you, all he is saying that they should have that in writing and to act on something with verbal representation from individuals who obviously have vested interests is questionable.

President Grant informed Mr. Turco what is being suggested to him is that once that information is received in writing, direct that person who is the applicant, make such a response to this Body and then this Body would be governed accordingly and make a decision at that point.

Mr. Turco said he concurs with remarks made by Councilman Tucker.

Councilman Tucker said he thinks Mr. Turco who has been a former Council President, a Member of this Body, is well aware of Council procedures and he thinks they have given him all the latitude possibly given to a person. He doesn't believe they should consistently allow general discussion on this matter since the people who are appealing this have been informed this would not be discussed.

Mr. Turco said he has waited a long time to be heard and thinks what is being done is unfair.

President Grant said they are not under "Hearings of Citizens". If he wanted to speak under "Hearings of Citizens" someone would have placed his name in motion and it would have been acted on accordingly, he is sure. No one would have denied him an opportunity to speak. They have a motion on the floor, seconded and properly moved for discussion. They are discussing it. The matter before them now is an indication that the applicant is not present, he is in Florida. The applicant is presently scheduled for January 19th. The question now is do they go with the 19th, or go with the 2nd, how are they going to work that out with the applicant. He thinks the first thing that has to happen is that they have to contact the applicant. If the applicant has not been contacted, then they are nowhere. He thinks this is what Councilman Tucker is saying and what Councilman Martinez is saying. They have to get hold of the applicant and until that happens, they are nowhere.

A motion to defer action on this matter until January 19, 1983 was made by Councilman Tucker.

Councilman Martinez said he would like to put an addendum to that, if the applicant is not here that there will be no hearing until February 2.

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Councilman Tucker said if the applicant is not here, as Assistant Corporation Counsel Bressler indicated, then they will defer it. All he is saying that they set the date on the 19th. If the applicant can make it fine, if he or she cannot make it, then they defer it.

A motion to defer action on this matter until January 19, 1982 was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 9TH STREET.

(North 9th Street, East side, beginning 208 feet south of the southerly curblin of Park Avenue and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON MT. VERNON PLACE.

(Mt. Vernon Place, Both sides, beginning at the easterly curblin of Manor Drive and extending 244 feet easterly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 19, 1983.

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6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NIAGARA STREET AS A ONE WAY STREET.

(Deleting Niagara Street, Westbound, from Amsterdam Street to Ferry Street
Adding Niagara Street, Westbound, from Amsterdam Street to Darcy Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-F-d. The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF CLINTON AVENUE AND BERGEN STREET.

(Right Turn Prohibition - All Right Turns, 7:00 A. M. to 5:00 P. M.,
School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EAST KINNEY STREET.

(Deleting East Kinney Street, from McCarter Highway to Broad Street, North side, from 4:00 P.M. to 6:00 P.M., except
Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-F-f. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 7TH STREET.

(North 7th Street, West side, beginning 394 feet north of the northerly curblin of Park Avenue and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 19, 1983.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS, EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON HARDING TERRACE.

(Harding Terrace, between Parkview Terrace and Bergen Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-F-h.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF 20 CITY-OWNED PROPERTIES LISTED ON SCHEDULE "A", BELOW, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY; PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13(b)(1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 19, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF AUDITOR IN THE DEPARTMENT OF FINANCE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

January 5, 1983

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented thereto, be and the same is hereby amended by creating the title, title code, annual minimum and annual maximum salary therefor, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Auditor 153962 (35 Hrs.)	1/1/82	\$ 20,881.17	\$ 25,380.97

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Grant.

No: Councilmen James, Martinez.

Not Voting: Councilman Carrino, Rice.

Absent During Roll Call: Councilman Payne.

A motion to close the hearing and defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Rice.

Absent During Roll Call: Councilman Payne.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE SECRETARY).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 and amendments thereto, be adjusted by creating the following title, title code, annual minimum and annual maximum salary as follows, to wit:

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(a) Office of the Mayor			
Administrative Secretary 102328 (35 Hrs.)	1/1/82	\$ 13,824.35	16,489.01

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Rice.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are five, the noes are two, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 16, SECTION 3, SUBSECTION (d) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADD THE TITLE OF DIRECTOR OF ENGINEERING TO THE LIST OF DEPARTMENT DIRECTORS AUTHORIZED TO USE MUNICIPAL VEHICLES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Chapter 16, Section 3, Subsection (d) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby supplemented by adding thereto the following:

The Director of the Department of Engineering.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 11A, CHAPTER 1, SECTION 10, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO PROHIBIT THE SELLING AS WELL AS USE OF PORTABLE LIQUID FUEL BURNING APPLIANCES FOR COOKING AND HEATING PURPOSES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Title 11A, Chapter 1, Section 10 of the Revised Ordinances of the CITY OF NEWARK 1966, as amended and supplemented be and the same is hereby amended to read in its entirety as follows:

SALE, USE AND POSSESSION OF
COOKING OR HEATING APPLIANCES
USING LIQUID FUELS PROHIBITED;
EXCEPTION.

- (a) It shall be unlawful in the CITY OF NEWARK for any person to offer for sale, expose for sale, sell, possess or use any portable gasoline, kerosene, liquid propane, or other portable appliances using liquid fuels for cooking or heating.
- (b) It shall be unlawful in the CITY OF NEWARK to offer for sale, expose for sale, sell, possess or use any fixed kerosene or other liquid fuel burning stove or heater, or appliances, for cooking or heating purposes, unless (1) such stove, heater or appliance has been approved by the Underwriters' Laboratories, or is one of equal kind and structure approved by the Fire Director or his designee.

SECTION 2. SEVERABILITY. If any of the articles, sections, sentences, clauses or phrases of this Ordinance shall be declared unconstitutional or invalid by a valid judgment or decree of a Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect the validity or constitutionality of the Ordinance in its entirety or any of the remaining articles, sections, paragraphs, sentences, clauses and phrases.

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SECTION 3. All former Ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance (title) or of the code hereby adopted are hereby repealed.

SECTION 4. This Ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

ORDINANCES FOR RECONSIDERATION.

6-S & F-e.

The City Clerk read AN ORDINANCE PROVIDING FOR THE DISCLOSURE OF CERTAIN INFORMATION IN ALL SALARY ORDINANCES HEREAFTER ADOPTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor December 17, 1982)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of "An ordinance providing for the disclosure of certain information in all salary ordinances hereafter adopted."

The City Clerk read the following veto message from Mayor Gibson:



KENNETH A. GIBSON
MAYOR
NEWARK, NEW JERSEY
07102

December 17, 1982

Mr. Frank D'Ascensio
City Clerk - City of Newark
City Hall - 920 Broad Street
Newark, New Jersey 07102

Dear Mr. D'Ascensio:

I am rejecting and returning to you Ordinance 6S&Fi (12/08/82) which provides for the disclosure of certain information in all salary ordinances. I am vetoing this legislation because of its questionable legality and validity in light of the fact that the Corporation Counsel, John Teare, did not approve this ordinance. Judge Teare did not attest to the form and legality of this ordinance.

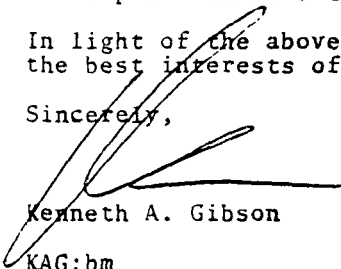
January 5, 1983

In addition to its legal flaws, I have also rejected this ordinance because of the inordinate burden it would place on the Administration in respect to the compilation of the necessary data. In fact, this data is maintained by the Administration, and to the extent that it is a public record, it remains available for public inspection. Whereas the names, salaries and residences of our employees are available for public scrutiny, I doubt whether the repeated public advertisement of this information will serve the public, and may in fact, be a breach of the Privacy Act of 1974.

Since some of the requested data impinges upon my prerogative as Mayor of the City of Newark in which the ultimate responsibility for personnel management is vested in me, I question the Municipal Council's intent in adopting this ordinance.

In light of the above, I do not believe this ordinance to be in the best interests of both the citizens of Newark and its employees.

Sincerely,


Kenneth A. Gibson

KAG:bm

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-S & F-f.

The City Clerk read AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 18, OF CHAPTER 2, LICENSES, OF TITLE 4, ALCOHOLIC BEVERAGES OF THE CITY OF NEWARK, NEW JERSEY, (1966), AS AMENDED AND SUPPLEMENTED.

(Prohibits licenses to be issued or transferred on premises with coin-operated amusement devices)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor December 17, 1982)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of "An ordinance amending and supplementing Section 18, of Chapter 2, Licenses, of Title 4, Alcoholic Beverages of the City of Newark, New Jersey, (1966), as amended and supplemented.

The City Clerk read the following veto message from Mayor Gibson:

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KENNETH A. GIBSON
MAYOR
NEWARK, NEW JERSEY
07102

December 17, 1982

Mr. Frank D'Ascensio
City Clerk
City of Newark
920 Broad Street
Newark, New Jersey 07102

RE: AN ORDINANCE AMENDING AND SUPPLEMENTING
SECTION 18, OF CHAPTER 2, LICENSES, OF
TITLE 4, ALCOHOLIC BEVERAGES OF THE CITY
OF NEWARK, N.J. (1966) AS AMENDED AND
SUPPLEMENTED

Dear Mr. D'Ascensio:

I have carefully reviewed the above referenced ordinance and have conferred with Mr. Maurice Jefferson, Assistant Corporation Counsel, with respect to the pros and cons of this Ordinance should it be signed into law.

I also spoke to Councilman Carrino who has moved this particular Ordinance, and ascertained that the particular evil he was attempting to address was the loitering of minors in liquor stores with Coin-Operated Amusement Devices on the premises.

It is my opinion that the Ordinance as drafted should not be put into effect.

My reasons are as follows:

1. The proposed Ordinance Amendment is too broad in scope. It would possibly have a negative effect and cause financial hardship to a number of responsible licensees. I feel that the particular problem of loitering minors should be more directly addressed by enactment as suggested by Mr. Robert Pinard, Deputy Director, State A.B.C. (Please see attached Memo.)

More particularly the Ordinance should prohibit licensees of a Distribution License establishment from allowing minors, i.e., those under 21 age, from operating coin-operated amusement devices located in the license premises. This ordinance would serve to directly eliminate the evil by the Council without penalizing responsible licensees who may actually depend upon receipts from this type of machine to sustain their business operation within the City of Newark.

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2. The proposed Ordinance Amendment is vague. Though it is my opinion that this proposed amendment was designed to eliminate the coin-operated amusement devices in a distribution licensed premise, the vague wording of the proposed amendment allows the argument that such devices must not be on the premises only during the time a license is issued or transferred. There is nothing in the proposed amendment which clearly indicates that such devices are absolutely barred from use in distribution licensed premises.

I hereby recommend that this Ordinance not be signed.

Sincerely,


Kenneth A. Gibson

KAG:pa

Councilman Carrino said the Mayor's explanation of the veto, he thinks was justified since he stated they are going to come up with an alternative so the whole program so it doesn't hurt certain people which they did not anticipate hurting in this ordinance. He would like to have the veto upheld.

A motion to override the Mayor's veto of this ordinance was made by Councilman Martinez, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilman Martinez.

No: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

The City Clerk: The Mayor's veto of this ordinance is not overridden.

HEARINGS OF CITIZENS.

(For discussion on Hearings of Citizens, see pages 2 through 10)

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH LEHMAN BROTHERS KUHN LOEB INCORPORATED OF NEW YORK, FOR FINANCIAL ADVICE TO ASSIST IN SALE OF BONDS AND/OR NOTES RELATED TO DEBT AND FINANCIAL POLICIES OF THE CITY; COST OF SERVICES TO BE PAID FROM CAPITAL PROJECTS; COMPENSATION FOR PROCEEDS OF BONDS SOLD ON PER BOND BASIS NOT EXCEEDING \$75,000. FOR SERVICES; OUT OF POCKET EXPENSES INCURRED BY FIRM WILL BE REIMBURSED BY CITY TO A MAXIMUM OF \$6,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Director of Finance Jones and Mr. Milton Goodman, representing the Law Department met with the Council December 21, 1982)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, President Grant.

No: Councilmen James, Payne, Rice.

Not Voting: Councilmen Carrino, Villani.

President Grant stated at their pre-meeting conference yesterday, when they requested Director of Finance and also representatives of the company in question be present, he thinks there was an overriding statement made by the Director of Finance about the repository. They have rested the City's financial obligation and indicated that school bonds will be affected and capital expenditures can not be moved unless they move on this item.

Councilman Rice said he recognizes that statement made and recognizes the urgency and the one question he neglected to ask Director Jones and hoped the City Clerk would extend direction to him to make it clear that they don't have anyone in the City of Newark, hopefully competitive in the State of New Jersey, who could be considered also. He thinks it is the expression of the taxpayers from his community, is that they would like to start doing things, if possible from home and he thinks if locally, he can clear up his mind and his conscience can be put to rest that there was an effort rather than move to one particular company.

Councilman Payne said he has the same problem with a consultant firm from New York City. It is a fair company but the fees they are paying for this service are very high and there are companies more qualified to do this work who have not been considered. If there were no firms in Newark, he would also be willing to vote in the affirmative. He looks at the need for people in Newark to have an opportunity to do business.

President Grant strongly suggested that yesterday they spent between 2½ and 3 hours with Director Jones and representatives from the New York Firm. If his memory serves him correctly, Director Jones on more than one occasion indicated to them that they previously used a Newark firm and that this year they sought the services of that firm and the particular firm was not in favor of doing business with the City. Therefore, they went elsewhere to secure this consultant service. As a result they invited them back for a second time. What he would like to do, even though the matter has been concluded, is to ask a representative from the Finance Office to approach the podium and address the critical issue, how critical is it to the school bonds, that is what he is concerned about. Persons from the community came to them a few months ago and indicated that Quitman Street School, Ann Street School, had leaking roofs, possibly fall in at any moment and that presently there is not an appropriation in the Board of Education's capital Budget to make that expenditure but the consultant working with this, making the bonds available to the market, could possibly help to alleviate that matter.

Councilman James concurred with President Grant's remarks of the seriousness of the issue and they should explore it and he would be one that would be even flexible with his vote. He voted in the negative out of respect to Councilman Rice who has been very concerned about the issue. However, the presentation made yesterday and if he draws attention to the way the resolution is written before them, to assist has always bothered him because when he listened yesterday, he assumed our Finance Office did most, much of the work and their job was to assist. He recalled more specifically, in his response they advised them what bonds they should honor or be in receipt of. If the bids were 11.5, 12 AA, what have you. He would like to believe and stands to be corrected. He would hope and maybe it can be explained, when they say to assist, the complete function might not be lost, they might be more critically needed upon receipt of the bids as to interpretation on their value to the City.

MR. MARK EPPS, ASSISTANT TO THE DIRECTOR OF FINANCE, stated the critical point of this is that the Chapter 74 Schools have already been authorized and have already been started, one in the Central Ward and one in the North Ward. They are already spending the money. At this time they are borrowing the money against the schools maintenance account to fund the Capital Program. With respect to assisting, they assist us from the beginning, they rely on them to find out which people in the

investment community will buy bonds as they make their brochures, who they should focus on their brochures, the right timing to go out. They really don't know when other towns, states are going out in the finance market, they need their expertise to help in that area, which they don't have.

Councilman James said it was a point of information because he thinks their concern was not a detailed explanation on the crisis which they all recognize. The more specific question posed was the statement to assist. Did that mean they can do it in-house and then at a more critical point they could advise us or do we need them to assist us to get it to a point that they will advise us.

Councilman Tucker said he remembers the presentation yesterday and what they were saying is that they assist and he thinks Councilman Carrino raised another point, that the person who is supposed to advise us is really our Bond Counsel. They only basically deal with the preparation of putting all the municipal figures, what have you, into a brochure and where to put it in the market. They really don't advise them whether they should accept it, a Bond Counsel is supposed to advise them but in effect the preparation of it, that is what they are supposed to do.

Councilman Rice said his colleague is correct and his understanding is that they do the pretty work, they do nothing but advertise, to make sure the pictures in the brochure are properly drawn and the right colors are used to make it effective. If you talk to people in the bond market and he understands they too are sophisticated people. When they receive all of this information they are aware of the companies that have to do the window dressing, they look beyond the window dressing. He would like to be assured also that they are starting to move in back in the right direction as a Council and in some kind of way, at least in the State of New Jersey, identifying people in organizations and industries that can really assist them so that they can maintain, if not in the City of Newark, at least enough of the revenues in the State of New Jersey that can help alleviate some of the financial burdens they are having in the State. He doesn't think Director Jones' office actually went and scrutinized the companies. He personally thinks he went and made up his mind this time to give it to one company. If he can send him a list of the companies that were reviewed and talked to about the situation in the State of New Jersey, not even the City of Newark and can assure me they rejected the opportunity to participate or they were not qualified as the New York firm. He can remember the Wagner situation, the New York firm that moved agencies from Cedar Street and the Bradley Brothers got a bad deal as far as he is concerned in the City of Newark.

Mr. Epps said that they assist them through the whole process. Bond Counsel only assists them as far as the law is concerned. They take legal liability because citizens buy these bonds and they make sure the citizens throughout the world buy these bonds have legal rights against the City. As far as every other aspect, they are their financial advisors. This will personally be the fourth bond sale and all of these processes without a doubt that they couldn't go through without a financial advisor.

Councilman James said is he hearing him correctly in stating that there is a possibility that they will involve themselves with their Bond Counsel once they approve the contract.

Mr. Epps replied they work together.

Councilman James said it is more important that they defer this until they deal with the question of a Bond Counsel because they have no intention of keeping the present Bond Counsel.

Mr. Epps said as far as he knows the Bond Counsel they have now are still the Bond Counsels. He reiterated that they are still building on these schools.

Councilman James said they appreciated Mr. Epps' remarks and information but he thinks it should be clear and he thinks Councilmen Payne and Rice said it earlier, there is no reason knowing that a contractual obligation is going to expire at the end of the year and in view of the fact Director Jones advised this Body

he was not satisfied with the previous group doing the job, there is no reason to wait until the last day of the year and tell them "Rome is Burning" and must pass this at the next meeting. This could have been brought to them during the month of August, September, October or November and they wouldn't have to be in a crisis situation. What they have learned on this Council, this City cannot function on crisis basis.

President Grant informed Mr. Epps he can relate to the Finance Director that the Council in its wisdom saw not to approve this resolution.

7-R-b.

RESOLUTION AMENDING RESOLUTION 7-R-d, JUNE 2, 1982, CONTRACT WITH GROUP DENTAL HEALTH ADMINISTRATORS, INC., TO PROVIDE A PREPAID DENTAL PLAN SERVICE TO EMPLOYEES REPRESENTED BY LOCAL 945, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS OF AMERICA, AND TO THEIR ELIGIBLE DEPENDENTS AT A PER-EMPLOYEE CHARGE THROUGH PAYROLL DEDUCTIONS OF \$2. PER MONTH DURING YEAR 1983; CITY SHALL ABSORB ENTIRE COST OF SERVICES SUBSEQUENT TO DECEMBER 31, 1983. (CONTRACT, AS AMENDED, IS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(m)).

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted at the year end meeting December 30, 1982)

7-R-c.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH JEWISH COMMUNITY FEDERATION OF METROPOLITAN NEW JERSEY FOR AN ENGLISH AS A SECOND LANGUAGE/EASTERN EUROPEAN PROGRAM, FOR PERIOD JANUARY 17, 1983 TO SEPTEMBER 30, 1983; PARTICIPANTS ALLOWANCES/WAGES FOR A MAINTENANCE LEVEL OF 25 PARTICIPANTS AT A RATE OF \$3.35 PER HOUR FOR 37 WEEKS, NOT EXCEEDING \$33,467.; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant.

Councilman Payne questioned if there is a need for a program of this magnitude for non-english eastern European speaking people?

Councilman Martinez said these are proposals submitted by the Office of Manpower and Training and apparently they felt the proposal had some merit to it and that is where the contract comes in.

Councilman Payne said what he would like to see done with this \$33,000. is for students of Weequahic, Shabazz and University High to learn how to use English more proficiently as a first language. He can't understand in his opinion at this time, with the shortage of money, he is not opposed to any group coming in, that they would spend \$33,000. Most of the people that are coming from Eastern Europe are sponsored by affluent people, they are guaranteed jobs and it is not a critical issue at a time when funds are being reduced.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen Branch, Carrino, James, Payne.

President Grant said for information for persons who perhaps are not that familiar with the old CETA program, what they have done was authorized that Office to go out for bids. They have done that, a successful bidder is here, they can vote no all they want, the successful bidder can take them to court. English as the second is part of the CETA Program that has been going on ever since 1967 when CETA under the former name TEAM came to the City. This is just another

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proposal that has been funded. They had it in the East Ward, North Ward and other places that continue to have this program.

Councilman Carrino said he doesn't think that is really the whole crux of the problem. The crux of the problem is there is less money for training purposes in the City of Newark than it has been in the past. The City did not go out and solicit this program, somebody submitted a proposal to conduct this program. The City in its wisdom decided to put aside other programs where kids would learn how to type, data processing or keypunching, whatever, in lieu of somebody teaching English as a second language, Eastern European. He knows for a fact that three community organizations in the North Ward who submitted packages for training programs of things he deemed would be more necessary than teaching somebody a second language. The reason why he voted in the negative is that not that this may necessarily be needed but there are other things he feels are more important because of lack of funds.

Councilman Payne said he too is familiar with the way contracts are submitted from organizations to the CETA office. He thinks that at a critical time in this City where young people are not afforded an adequate education and he doesn't want his remarks to sound bias or racist because they are not. He is with familiar with the European system and the program and before a person can come here, they need a sponsor and it takes years for them to have the papers processed and these people are not only going to be afforded a place to live, they are almost guaranteed a job because they have sponsors and to see a program like this is in his opinion is really a misemphasis and hoped in the future they would have more wisdom of the type of programs they have.

Councilman Branch requested to change his vote from the negative to the affirmative.

Councilman James requested to change his vote from the negative to the affirmative.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen Carrino, Payne.

7-R-d.

RESOLUTION AUTHORIZING MAYOR, THROUGH THE NEWARK ECONOMIC DEVELOPMENT CORPORATION AND IN CONJUNCTION WITH THE OFFICE OF PLANNING AND GRANTSMANSHIP, TO SUBMIT APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR AN URBAN DEVELOPMENT ACTION GRANT IN THE AMOUNT OF \$3,000,000. FOR THE CONVERSION OF THE FORMER ESSEX CATHOLIC HIGH SCHOOL FOR COMMERCIAL USE; NO APPROPRIATION, COMMITMENT OR EXPENDITURE OF MUNICIPAL FUNDS IS REQUIRED FOR THIS PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-e.

RESOLUTION RATIFYING CONTRACT RENEWALS WITH CROSSROADS HEALTH PLAN AND RUTGERS COMMUNITY HEALTH PLAN FOR PERIOD JANUARY 1, 1983 TO JANUARY 5, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR AND PERSONNEL OFFICER TO EXECUTE CONTRACT RENEWALS WITH CROSSROADS HEALTH PLAN AND RUTGERS COMMUNITY HEALTH PLAN FOR PERIOD JANUARY 6, 1983 TO DECEMBER 31, 1983, FOR BASIC HEALTH CARE SERVICES ON A PREPAID BASIS; NO ADDITIONAL FUNDS NECESSARY AS ALL COSTS ABOVE THOSE FOR THE ESTABLISHED HEALTH BENEFITS PLAN FOR CITY PERSONNEL ARE TO BE BORNE BY OPTING EMPLOYEES THROUGH PAYROLL DEDUCTIONS; FINANCE DIRECTOR TO MAKE PROPERLY SANCTIONED PAYMENTS OF BOTH CITY'S SHARE AND EMPLOYEES' SHARE TO SAID CONTRACTORS. (CONTRACT RENEWALS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO FEDERAL LAW, 42 U.S.C.A., SECTION 300 E ET SEQ., WHICH PRE-EMPTS LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-f.

RESOLUTION RATIFYING CONTRACT WITH MORGAN DANIELS SERVICE CO., INC., FOR PERIOD JANUARY 1, 1983 TO JANUARY 5, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH MORGAN DANIELS SERVICE CO., INC., P.O. BOX 305, WESTFIELD, NEW JERSEY, ONLY RESPONSIBLE BID RECEIVED, FOR PROVIDING SERVICE AND MAINTENANCE FOR SOUTH SIDE INTERCEPTOR SEWER, FOR PERIOD JANUARY 6, 1983 TO DECEMBER 31, 1983; FOR SUM NOT TO EXCEED \$19,380., IN ACCORDANCE WITH CONTRACT SPECIFICATIONS AND DOCUMENTS; FUNDS TO BE PROVIDED IN 1983 BUDGET OF DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-g.

RESOLUTION RATIFYING CONTRACT WITH DICTAPHONE CORPORATION, FOR PERIOD OCTOBER 5, 1982 TO JANUARY 5, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DICTAPHONE CORPORATION, 120 OLD POST ROAD, RYE, NEW YORK, ONLY RESPONSIBLE BID RECEIVED, FOR PROVIDING MAINTENANCE OF POLICE COMMUNICATIONS BUREAU VOICE-RECORDER SYSTEM, PER ATTACHED SCHEDULE, FOR PERIOD JANUARY 6, 1983 TO OCTOBER 4, 1983; \$7,500. ENCUMBERED IN 1982 OPERATING BUDGET OF POLICE DEPARTMENT TO COMMENCE THIS SERVICE AS NEEDED DURING CONTRACT PERIOD; BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant.

No: Councilman Payne.

Absent During Roll Call: Councilman Tucker.

Councilman Payne said he understands there was only one responsible bidder for this equipment. He thinks they need to take a look at only responsible bidder. He doesn't think there is anything in the State of New Jersey that can't be done by more than one person and he is just not going to place an affirmative vote for something that comes back with only one bidder. He would like to have some kind of clarification when these types of contracts come up in the future.

7-R-h.

RESOLUTION RATIFYING SUBMITTAL OF GRANT APPLICATION BY DIRECTOR OF ENGINEERING TO THE VICTORIA FOUNDATION IN SUM OF \$10,000. FOR ASSISTING NEWARK'S EXISTING RECYCLING PROGRAMS WHILE EXPLORING THE EXPANSION OF PROGRAMS TO ACCOMPLISH THE COLLECTION OF MULTI-MATERIALS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-i. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT TO EDUARDO PEREZ AND LOUIS RAVESON, HIS ATTORNEY, IN SUM OF \$1,000. FOR PERSONAL INJURIES SUSTAINED TO MR. PEREZ BY CERTAIN EMPLOYEES OF CITY OF NEWARK. (INSTITUTED SUIT AGAINST CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO EMILIA C. TAMARIT AND HER ATTORNEY, RUDOLPH MARKOWITZ, IN SUM OF \$10,000. UPON RECEIPT OF GENERAL RELEASE EXECUTED BY EMILIA C. TAMARIT IN FAVOR OF CITY OF NEWARK AND UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PERSONAL INJURIES SUSTAINED TO MS. TAMARIT WHEN SHE FELL DOWN A FLIGHT OF STAIRS AT 786 BROAD STREET, PROPERTY OWNED BY CITY OF NEWARK. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY; WHEN SAID MATTER WAS SCHEDULED FOR TRIAL ON NOVEMBER 17, 1982, MS. TAMARIT AGREED TO ACCEPT SUM OF \$10,000. IN FULL SETTLEMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO NUNZIO GUARISCO AND HIS ATTORNEY, ANTHONY SARNO, SUM OF \$150., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES TO MR. GUARISCO'S VEHICLE WHICH WAS STRUCK BY SANITATION TRUCK OWNED BY CITY OF NEWARK AND DRIVEN BY DAVID VOLPE ON BLOOMFIELD AVENUE, ON OR ABOUT DECEMBER 13, 1980. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER HIS DAMAGES OF \$812.90)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-l. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK TO DOUGLAS MC ARTHUR WELLS, SUM OF \$790.10, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO MR. WELLS' VEHICLE WHICH WAS PARKED AT CURB ON HIGH STREET, WHICH WAS STRUCK BY SANITATION TRUCK OWNED BY CITY OF NEWARK, WHEN TRUCK SLID ON ICE COVERED ROAD AND CRASHED INTO THE SIDE OF MR. WELLS' VEHICLE. (INSTITUTED SUIT IN SMALL CLAIMS DIVISION OF ESSEX COUNTY DISTRICT COURT; JUDGEMENT ENTERED AGAINST CITY OF NEWARK IN SUM OF \$785., PLUS COURT COSTS OF \$5.10)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

January 5, 1983

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK TO LESTER HARRIS, JR. ⁹¹⁴
AND HIS ATTORNEY, THOMAS P. FORD, 159 MILLBURN AVENUE, MILLBURN, NEW JERSEY, SUM OF
\$30,000., UPON RECEIPT OF GENERAL RELEASE EXECUTED BY LESTER HARRIS, JR. IN FAVOR
OF CITY OF NEWARK, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION
COUNSEL, FOR PERSONAL INJURIES SUFFERED BY MR. HARRIS WHILE RIDING A BICYCLE ON PUBLIC
THOROUGHFARE KNOWN AS SOUTH 11TH STREET WITHIN CITY OF NEWARK, ON OR ABOUT JULY 22,
1980, A TREE OWNED AND MAINTAINED BY CITY OF NEWARK WAS CAUSED TO FALL ON MR. HARRIS.
(INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by
Councilman Branch.

Councilman Rice said he would like to have an investigative report on this
matter.

The motion to adopt the resolution and directing the City Clerk to communicate
with Corporation Counsel Teare requesting a copy of the full investigative report on
this accident was made by President Grant, seconded by Councilman Branch and
declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice,
Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO JOAN BOETTINGER
AS GUARDIAN AD LITEM FOR WILLIAM GANTZ AND HER ATTORNEY, BARRY D. BERMAN, SUM OF \$900.,
UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PERSONAL
INJURIES SUFFERED BY WILLIAM GANTZ ON APRIL 20, 1979 AT NORTH 9TH STREET AND 4TH AVENUE,
ALLEGEDLY DUE TO NEGLIGENCE OF CITY OF NEWARK AND ITS EMPLOYEE FLOYD BROWN, WHO WAS
INVOLVED IN ACCIDENT WITH PLAINTIFF WHILE DRIVING A CITY VEHICLE. (INSTITUTED SUIT IN
SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by
Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice,
Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-o.

RESOLUTION AUTHORIZING CITY OF NEWARK TO SUBORDINATE ITS REVERSIONARY INTEREST ON
PROPERTY AT 73 JAMES STREET, BLOCK 44, LOT 38, OFFICIAL TAX MAP (1982) CONVEYED TO
WILLIAM AND CHAROLETTE CHAPPEL, BY RESOLUTION 7-R-5, AUGUST 12, 1981 TO THE MORTGAGE
SECURED BY THE CHAPPELS, FROM CARTERET SAVINGS AND LOAN ASSOCIATION FOR CONSTRUCTION
MONIES NECESSARY TO REHABILITATE SAID PREMISES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by
Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice,
Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND \$750. ON DEPOSIT TO MS.
CAMILLE SAVOCA, TREASURER, 72 TUXEDO PARKWAY, NEWARK, NEW JERSEY, REQUIRED BY ORDINANCE
6-S & F-1, DATED FEBRUARY 18, 1981, AS AMENDED. (ORDINANCE REGULATING THE POSTING OF
POLITICAL SIGNS)

(Copy of resolution and correspondence submitted to each Member of the Council)

January 5, 1983

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND \$750. ON DEPOSIT TO MR. ANTONIO J. ALBUQUERQUE, 371 EAST KINNEY STREET, NEWARK, NEW JERSEY, REQUIRED BY ORDINANCE 6-S & F-1, DATED FEBRUARY 18, 1981, AS AMENDED. (ORDINANCE REGULATING THE POSTING OF POLITICAL CAMPAIGN SIGNS)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.
 No: Councilman Martinez.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND \$750. ON DEPOSIT TO MR. ARTHUR HOOPER, 620 SPRINGFIELD AVENUE, NEWARK, NEW JERSEY, REQUIRED BY ORDINANCE 6-S & F-1, DATED FEBRUARY 18, 1981, AS AMENDED. (ORDINANCE REGULATING THE POSTING OF POLITICAL CAMPAIGN SIGNS)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Carrino said he only sees money going back to people who run in the City of Newark. Mr. Shapiro, Mr. D'Alessio never deposited money with the City with respect to posting of political campaign signs. He questioned why Director Toma and the Law Department who is ordered, to go the City Clerk's Office during the time of all of the other elections to find out who took out petitions or filed to be a candidate and then tell those people they have to pay \$750. The law was not made for just the City officials to deposit the money but everyone who runs for elected office in the City of Newark.

Councilman Carrino requested the City Clerk to communicate with Director Toma to find out why he is not monitoring when an election is taking place.

Councilman James said he recalled when he took out petitions, or filed them he was told it was the responsibility of the City Clerk.

City Clerk D'Ascensio replied it was the responsibility of Director Toma.

President Grant said he assumed the City Clerk's Office forwards that information to the Director of General Services.

Councilman Carrino said that is not true. The City Clerk's Office only knows who is running for Municipal Election. The County Clerk's Office are the ones that get petitions for other elections. The whole idea of the ordinance was for the Director of General Services to find out who is running when a specific election is coming up and send them a letter that it is a requirement to post \$750. before they post political campaign signs in the City of Newark.

Councilman James said what he would like to see is somewhere, they will hear hardship on the part of Director Toma, everyone has a job. It means that on a Presidential Election he has to look to see who is running there. He thinks they ought to sit down with Director Toma and see what happens when it is not a municipal election, does he really have the staff to do that.

7-R-s.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL BRASS POLE TO NEW JERSEY FIREMEN'S MUSEUM, FOR \$45. TO BE INSTALLED BETWEEN THE TWO FLOORS OF THE MUSEUM WITH AN APPROPRIATE PLAQUE INSCRIBED "NEWARK BRASS POLE"; SAID MONEY TO BE DEPOSITED WITH TREASURER OF CITY OF NEWARK; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW C40A:11-36(1).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL RECOVERED AND UNCLAIMED MOTOR VEHICLES, IN POSSESSION OF NEWARK POLICE DEPARTMENT, 343 JUNK VEHICLES; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO SAMUEL L. JORDAN, TRUCK DRIVER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITIES, FOR PERIOD BEGINNING DECEMBER 23, 1982 AND ENDING JUNE 22, 1983. (STATIONARY FIREMAN, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC PROPERTY - FIRST LEAVE BEGAN JUNE 22, 1981)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen Carrino.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO YOLANDA E. PARADISE, MUNICIPAL COURT CLERK, OFFICE OF THE MAYOR, MUNICIPAL COURT, FOR PERIOD BEGINNING DECEMBER 7, 1982 AND ENDING JANUARY 7, 1983. (PERSONAL - MEDICAL DISABILITY - FIRST LEAVE BEGAN JUNE 1, 1982)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Carrino.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE ABSENCE WITHOUT PAY TO DOLORES MC DANIEL, RECEPTIONIST, OFFICE OF THE MAYOR, MAYOR'S OFFICE, FOR PERIOD BEGINNING NOVEMBER 29, 1982 AND ENDING MAY 29, 1983. (ADMINISTRATIVE ANALYST, OFFICE OF THE MAYOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE - FIRST LEAVE BEGAN MAY 29, 1981)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Carrino.

7-R-x.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MICHAEL CHRISTADORE, PLUMBING INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR PERIOD BEGINNING NOVEMBER 24, 1982 AND ENDING MAY 24, 1983. (WORKING IN ANOTHER POSITION - FIRST LEAVE BEGAN MAY 24, 1982)

January 5, 1983

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-y. RESOLUTION RECOGNIZING AND COMMENDING CARRIE SMITH ON HER INTERNATIONAL SUCCESS AS A JAZZ SINGER AND WELCOMING HER BACK TO NEWARK FOR A CONCERT ON JANUARY 8, 1983 AT ESSEX COUNTY COLLEGE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-z. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO EARL NELSON AND MELVIN A. JACOBS, HIS ATTORNEY, IN SUM OF \$513.78, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR PAYMENT OF WAGES FOR THE 45 DAY PERIOD SUBSEQUENT TO MAY 9, 1980, THE DATE OF MR. NELSON'S TERMINATION IN HIS POSITION AS LABORER, LESS SUM HE RECEIVED IN UNEMPLOYMENT BENEFITS FOR SAID PERIOD. (MR. NELSON APPEALED CITY'S ACTION TO NEW JERSEY DEPARTMENT OF CIVIL SERVICE WHEREIN BEING A PERMANENT EMPLOYEE WAS TERMINATED WITHOUT A 45 DAY NOTICE OF LAYOFF)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Carrino, James.

7-R-ba. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO MUNICIPAL COURT BOROUGH OF NORTH ARLINGTON, SUM OF \$115., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; SANITATION TRUCK, LICENSE #170T OWNED BY CITY OF NEWARK WAS FOUND BEING OPERATED IN BOROUGH OF NORTH ARLINGTON WITHOUT A PROPER REFUSE COVER. (BOROUGH OF NORTH ARLINGTON INSTITUTED COMPLAINT IN MUNICIPAL COURT OF NORTH ARLINGTON; JUDGEMENT ENTERED AGAINST CITY OF NEWARK IN AMOUNT OF \$100. PLUS \$15. COURT COSTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bb. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO MUNICIPAL COURT BOROUGH OF NORTH ARLINGTON, SUM OF \$70., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; DEMOLITION TRUCK, LICENSE PLATE #223B OWNED BY CITY OF NEWARK WAS FOUND BEING OPERATED IN BOROUGH OF NORTH ARLINGTON WITH BALD TIRES AND NO FLAPS ON REAR TIRES. (BOROUGH OF NORTH ARLINGTON INSTITUTED COMPLAINTS IN MUNICIPAL COURT OF NORTH ARLINGTON; JUDGEMENT ENTERED AGAINST CITY OF NEWARK IN AMOUNT OF \$40., PLUS \$30. IN COURT COSTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO MUNICIPAL COURT BOROUGH OF NORTH ARLINGTON, SUM OF \$40., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; SANITATION TRUCK OWNED BY CITY OF NEWARK WAS FOUND BEING OPERATED IN BOROUGH OF NORTH ARLINGTON WITHOUT A REAR LICENSE PLATE. (BOROUGH OF NORTH ARLINGTON INSTITUTED COMPLAINT IN MUNICIPAL COURT OF NORTH ARLINGTON; JUDGE-MENT ENTERED AGAINST CITY OF NEWARK IN AMOUNT OF \$25., PLUS \$15. IN COURT COSTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO MUNICIPAL COURT BOROUGH OF NORTH ARLINGTON; SUM OF \$35., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; DEMOLITION TRUCK, LICENSE PLATE MG600N OWNED BY CITY OF NEWARK WAS FOUND BEING OPERATED IN BOROUGH OF NORTH ARLINGTON WITHOUT A REAR FENDER FLAP. (BOROUGH OF NORTH ARLINGTON INSTITUTED COMPLAINT IN MUNICIPAL COURT OF NORTH ARLINGTON; JUDGEMENT ENTERED AGAINST CITY OF NEWARK IN AMOUNT OF \$20., PLUS \$15. IN COURT COSTS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-be.

RESOLUTION ESTABLISHING PETTY CASH FUNDS FOR VARIOUS CITY DEPARTMENTS FOR THE YEAR 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bf.

(A.S.)

RESOLUTION AUTHORIZING PUBLIC AUCTION OF CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENT PURPOSES, ON MONDAY, FEBRUARY 7, 1983 AT 9:00 A. M., COUNCIL CHAMBER, CITY HALL, 920 BROAD STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) AND AUTHORIZING ADVERTISING OF EXHIBITS "A" AND NOTICE OF FURTHER MEETING ON FEBRUARY 16, 1983, AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bg.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING WARREN G. BROTHERS, LONGTIME NEWARK BUSINESSMAN AND COMMUNITY LEADER, ON HIS APPOINTMENT AS UNDERSHERIFF OF ESSEX COUNTY.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

January 5, 1983

7-R-bh.
(A.S.)

RESOLUTION AUTHORIZING THE PUBLIC AUCTION SALE OF TWO (2) CITY-OWNED PROPERTIES NOT REQUIRED FOR GOVERNMENTAL PURPOSES, ON FRIDAY, JANUARY 21, 1983, AT 10:00 A. M. AND TO BE HELD IN THE OFFICE OF REAL PROPERTY, 786 BROAD STREET, SUITE 1207-9, 12TH FLOOR, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) AND AUTHORIZING ADVERTISING OF EXHIBITS "A" AND "B" AND NOTICE OF FURTHER MEETING ON FEBRUARY 2, 1983, OR AT ITS SECOND REGULAR MEETING FOLLOWING THE AUCTION AT WHICH TIME THE MUNICIPAL COUNCIL WILL ACCEPT OR REJECT BIDS AS PROVIDED BY LAW. (367 MORRIS AVENUE AND 766 SOUTH 20TH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO EXECUTE AND ENTER INTO CONTRACT WITH CARRIE SMITH, IN SUM OF \$1,000. FOR SERVICES TO BE RENDERED IN PERFORMANCE ENTITLED "CELEBRATING THE ARTS IN 1983" ON SATURDAY, JANUARY 8, 1983 AT ESSEX COUNTY COLLEGE, NEWARK, MS. CARRIE SMITH TO BE FEATURED ARTIST; FUNDS ENCUMBERED IN 1982 RESERVE FUNDS OF DEPARTMENT OF RECREATION AND PARKS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY UNSPECIFICABLE SERVICE" IN ACCORDANCE WITH 40A:11-5(1)(a) OF LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.
(A.S.)

RESOLUTION VOIDING PUBLIC AUCTION OF SALE OF 4 CITY-OWNED PROPERTIES ON NOVEMBER 15, 1982, LISTED ON SCHEDULE "A", AUTHORIZED BY RESOLUTION 7-R-r, AS AMENDED, NOVEMBER 3, 1982. (489-505 ELIZABETH AVENUE, 19-31 LYONS AVENUE, 223 MEEKER AVENUE AND 300 WAINWRIGHT STREET A/K/A 385-391 CHANCELLOR AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING REVEREND JAMES FINNERTY OF ST. CHARLES CHURCH, FOR OUTSTANDING SERVICE TO THE NEWARK COMMUNITY.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.
(A.S.)

RESOLUTION RATIFYING CONTRACT FOR PERIOD JANUARY 1, 1983 TO JANUARY 5, 1983; FURTHER, AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO EXECUTE CONTRACT WITH GOOD WILL HOME AND MISSIONS, INC., FOR PROVISION OF PERSONNEL COSTS FOR TWO STAFF MEMBERS TO COUNSEL AND MAN THE HOMELESS SHELTER LOCATED AT 22 MULBERRY STREET FROM 7:00 P. M. TO 7:00 A. M., FOR PERIOD JANUARY 6, 1983 TO MARCH 31, 1983, FOR SUM OF \$5,376.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Payne said he would like to commend the Mayor's Office in reducing the number of added starters on this agenda and hoped that this trend would be continued. This is certainly a step in the right direction and to start off the New Year.

Councilman Martinez informed the Council that on Monday, January 10th, at 11:00 A.M. there is going to be a Press Announcement to be held in the Council Chamber, re: Police Federal Grant coming into the City of Newark. United States Attorney General French, Governor Kean, and other officials will be in attendance.

MOTIONS.

7-M-a.

Councilman Martinez said that he would like Tax Assessor Frisina, Corporation Counsel Teare and the Business Administrator to be invited to meet with the Council at their special conference, Tuesday, January 11, 1983 to discuss tax appeals and tax abated properties. What is happening when Council grants a tax abatement to buildings, or commercial or residential and at the conclusion of said abatement they file tax appeals with the County therein reducing their taxes instead of going on the regular tax rolls.

There was no roll call taken.

7-M-b.

Councilman Martinez said he would like Business Administrator Hill, Director of Engineering Zach, Secretary of Alcoholic Beverage Control Zidziunas and Mr. Douglas Vance, representative from Glass-Cycle Systems, Inc. to be invited to meet with the Council at their special conference, Tuesday January 11, 1983 to discuss glass recycling and recent amendments to refuse collection.

He has made contact with Glass-Cycle Systems, Inc. wherein they have a machine that they would install in bars free which takes bottles and crushes them into a small can. That can is pumped into a large fifty-five gallon drum which is placed outside of the tavern and at the end of the second or third day said company would come and pick this up, which helps reduce the tremendous cost to a person that owns a tavern or bar restaurant. There are several of these machines installed in the East Ward and thought perhaps that some Members of the Council were not aware. He has requested the owner of said company to come before the Council and demonstrate said machine.

There was no roll call taken.

7-M-c.

Councilman Martinez said he would like Business Administrator Hill and representatives of Public Service Electric and Gas Company to be invited to meet with the Council at their special conference, Tuesday, January 11, 1983 to discuss the recent article in the newspaper relative to financial assistance to low-income residents to pay utility bills.

There was no roll call taken.

7-M-d.

President Grant requested the City Clerk to communicate with Assistant Business Administrator Banker requesting him to check through the Police Department to find out if his License Plate No. MG 160T is registered in two other cities.

There was no roll call taken.

January 5, 1983

Councilman Rice said he would like a motion to have this Council consider an Ordinance adopting an amendment to the present laws to make City Council meetings presently scheduled at 1:00 P. M. to be changed to 8:00 P.M. in order to give citizens of Newark, the working people, to have an opportunity to participate in the process and urges his colleagues to support this, seconded by Councilman Tucker.

Councilman Carrino questioned to eliminate the day meetings?

Councilman Rice said that is correct.

Councilman Martinez said what happens to the people that work nights and what happens to the people that come to day meetings now because of fear of coming to night meetings. Are they discriminating now against those people who prefer to come to day meetings.

Councilman Rice said he would think they are not discriminating. He recognizes what he is saying but he thinks what they are doing is looking at the majority and it seems to him the majority of the working class people. Organizations in the West Ward community have expressed that desire and thinks they are going to hear more and more. He doesn't think anyone has to vote on it if they are against it but it is something he would like to put in motion to at least let his constituents know that request has been put before this Body and he is inclined to agree with them.

President Grant said if his memory serves him correctly and those persons who have been on the Council longer than he has, understand that at one time all of the City Council meetings were held during the night and that this Body voted to make sure the community was represented by moving one of those meetings to a day meeting.

Councilman Tucker said he would like to speak in support of making all the Council meetings at night. To him most of them know full well that the largest participation they get from the citizenry is at night.

Councilman Carrino said he can't vote for it basically because he thinks it is going to put added pressure not because of people working at night, senior citizens situations that involve their kind of dilemma, have already expressed to him they would not come down to Council meetings at night and they have had to change their schedule depending on certain types of information they wanted to have at meetings purposely put on day meetings so the senior citizens and other people from public housing could come down. He certainly knows the people that were here today from Walsh Homes are not going to start walking down Grafton Avenue to come to a night meeting, so the situation that happened today might not have taken place at night, if it were a night meeting.

Councilman Rice said they have seniors in the West Ward also and he doesn't want Councilman Carrino to think they are predominantly restricted tot he North Ward because they respond in the day time and they don't see their seniors. Their seniors are usually bussed like his and protected in that manner. Many of the serious issues that affect the lives of people in our City are placed on the agenda during the day time in terms of maneuver or strategy or a scheme and our citizens are not given an opportunity to address and unless they can find a mechanism to make sure that the hard-core issues are placed on the night agenda, so the majority of the people have an opportunity to respond and voice their choices. It is no different than the Planning Board, etc. that meet in the evening.

Councilman Payne said he supports Councilman Rice's position and thinks that the accessibility of evening meetings would be more accessible than day meetings. They all debate if there is a concern about people coming out at night, the meetings could start at 7:00 P. M., that way people could slip out while it is still light out, get home before it gets too dark. He feels that there is a perspection and sometimes perspection is bad as reality. Day meetings do get less attention and things can be passed on through the day when you don't have people that are accessible to their meetings. All of their meetings in the South Ward are held at night. He feels if they are going to take government and have it under glass because he feels in the future they are going to have to be more accountable and he would vote in the affirmative.

Councilwoman Villani stated she has supported Councilman Rice on many issues but finds the way the meetings are set up now, work out very well because some people will not come to a night meeting. She thinks the way the meetings are set up are very fair because they have covered both, one day and one night meeting and meets the demands of all of the citizens of the City and for that reason will go along with the present schedule.

Councilman Martinez said he has two questions, one is there a State Law governing alternate meetings and whether overtime costs would be involved in the Office of the City Clerk.

City Clerk D'Ascensio replied there is no State Law governing Council meetings and the girls receive overtime and not the Staff. He called attention that the Council Digests have the times of the meetings.

Councilman Branch asked if there was an ordinance on the books with respect to Council meetings and now we want to change it. He thought it was for the purpose of people working during the day to come to the night meetings and the ones working at night could come to their day meetings. To him he thought it was kind of fair. He is wondering how much impact it is going to have to change it back to night meetings. In the Central Ward they have a lot of senior citizens that like to come during the day but some won't come at night. He doesn't know the best way to resolve the issue.

President Grant said he has permitted a discussion but it is an item that perhaps this is not the forum to address to develop the merits or the demerits on a Motion. He is sure they are going to discuss it more at their special conference and make a determination.

Councilman James said it certainly warrants discussion and that is the reason Councilman Rice has asked to have it prepared to afford the Council an opportunity during their pre-meeting conference to discuss it. One strength though may be some of the City employees that sit through our meetings would be able to devote more time to work.

Councilman Tucker said can't they have the Motion and discuss the item at their special conference on Tuesday, January 11th. He doesn't see a great difference of participation in regards to people being afraid to come out at night. He thinks to a great degree when they see people come to these meetings, usually they come because they are concerned about a particular issue. The tragedy of the matter is that after the issue is resolved they leave.

Councilman Carrino said he would like to suggest if Councilman Rice agrees, not to put this to a vote and put it on the calendar on Tuesday and then come out with a policy statement. He is against it but hates to vote no on a Motion by a colleague.

Councilman Rice indicated this is not a Ron Rice Motion per se, it is a people Motion and wants to make that very clear and he will bring those people down here that have requested this.

Councilman Payne said it does sometimes add to confusion when the night meeting is going to be held and when a day meeting is going to be held. Insofar as the City Clerk's Office overtime is concerned, they can probably work that out.

Councilman Rice withdrew his Motion.

Councilman Tucker withdrew his second to the Motion.

7-M-e.

Councilman James said he would like a letter written to Mr. Buck. Before any remarks were voiced by this Body under "Hearings of Citizens", he already had issued a press release, without any knowledge of what they were going to say. He was grossly insensitive, irresponsible and testimonial of a lack of concern to really address the problems which exist in public housing. He requested

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the City Clerk to draft the letter in the name of the Council and also a copy be forwarded to the press.

Councilman Payne said he would really like to see a letter from Mr. Buck who continually talks about the lack of funds and he doesn't think all the problems of public housing need to be solved by funds. He thinks there are a lot of other kinds of initiatives that could be taken that doesn't cost any money, takes interest on the part of the person who is supposed to be in charge of the organization. If a person really finds the clientele distasteful, then perhaps he is the wrong person in the wrong job. There may be other people willing to take the job. He agrees with Councilman James that a letter or reason be prepared. He would like to see Mr. Buck, the Housing Authority, start the year off as he has before, as to what they can do, maybe there is something they can do but they always get the statement as to why not and it could be an interesting exercise just to think positively for a minute and maybe they could find something.

Councilman James said Councilman Payne brought up something, that maybe they could have work meetings, not part of the letter, because he wouldn't be able to get it passed by this Body. Where you can give a secretary \$17,000. raise and then tell the people you don't have any money for an elevator, maintenance, for cutting the grass, etc., it becomes ludicrous. He took a secretary who was making \$12,000. or \$14,000. a year in the City and now making \$42,000. They did not take a public stand when they learned she went to \$32,000., \$38,000. and soon she will be up to \$60,000. He thinks to tell the people they can't have maintenance people while he gives a secretary a \$17,000. raise is an insult to all of them and they should be guided by that in their action.

Councilman Branch said he would like to request that a letter be sent to Mr. Buck requesting him to be at their meeting and giving them an update on what is taking place, particularly the lease which was brought out by the speakers today.

Councilman Tucker said he thinks it is important and will make a motion dealing with the auditing. They have to take a few minutes to read those audit reports. He read the audit report that told him that Mr. Buck paid his dues to the National Bar Association out of Housing Authority funds and have the tenants see that. There is no way they are going to believe in any kind of fiscal crisis is going to take place. Him being a lawyer, obviously they would assume it would be an asset to him doing his particular job. The amount of dues he pays is small but the net result is that sets the tool. The tenants know that he is paying his dues and then when he says there is no money, then it becomes the question whether or not they are going to believe him.

7-M-e.

A MOTION STRONGLY CRITICIZING THE INSENSITIVE AND IRRESPONSIBLE LACK OF CONCERN BY THE NEWARK HOUSING AUTHORITY IN ADDRESSING THE PROBLEMS WHICH EXIST WITHIN NEWARK'S PUBLIC HOUSING AND DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR HILL, CORPORATION COUNSEL TEARE, ASSISTANT CORPORATION COUNSEL BRESSLER, EXECUTIVE DIRECTOR BUCK, NEWARK HOUSING AUTHORITY AND ASSISTANT EXECUTIVE DIRECTOR BLUE, NEWARK HOUSING AUTHORITY TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE, JANUARY 11, 1983, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker said just as a matter of clarity, he would like to make a motion again directing the Corporation Counsel to immediately go into Superior Court with a suit demanding that they be in receipt of a full and complete copy of the Board of Commissioners of the Housing Authority's minutes which would include but not limited to every piece of resolution material that is voted on at the general meeting.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CORPORATION COUNSEL TO INITIATE LEGAL PROCEEDINGS AGAINST THE NEWARK HOUSING AUTHORITY FOR FAILURE TO SUBMIT COMPLETE AND DETAILED COPIES OF THE MINUTES OF ITS MEETINGS, INCLUDING SUPPORTING DOCUMENT

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ACCOMPANYING ALL RESOLUTIONS, TO THE MUNICIPAL COUNCIL ON A REGULAR AND TIMELY BASIS, was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Payne said he would like the City Clerk to send a letter to the President of the United States indicating their indignation of the proposed budget of cutting \$30 billion out of the domestic budget. Poor people have been suffering for the past two or three years, and they have \$30 billion coming out of domestic, with the \$20 billion increase in defense spending and he wants the Council to express that additional cuts in domestic spending because people in the cities, starts at the federal level, reduced to the State and when it finally gets to the North or the South Wards, will have to make a decision on whether they will eat or they will have heat, where they have a war in the street and they are defending themselves against an enemy overseas, people who are unemployed who are robbing to eat and they have a soup line on Mulberry Street. They see a budget, persons from his own party and this is not a partisan statement, appealing to him, close personal friends to amend the budget. They could not exist with a \$30 billion decrease in domestic spending.

President Grant said if his memory serves him correctly, he thinks this Body had a similar letter, sponsored by Councilman Tucker, sent and would like to add an addendum to that, that it not only goes to the President but the Senate and to the Congress because Ronald Reagan only proposes and its the Congress and Senate that disposes and if they don't vote for it, it does not become law.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO EXPRESS TO PRESIDENT REAGAN AND MEMBERS OF CONGRESS THE COUNCIL'S INDIGNATION AT REPORTS THE 1983 FEDERAL BUDGET MAY FURTHER REDUCE DOMESTIC SPENDING WHILE FURTHER INCREASING DEFENSE APPROPRIATIONS, was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO EXPRESS TO PRESIDENT REAGAN THE COUNCIL'S BELIEF THAT AT LEAST HALF OF THE MASS TRANSPORTATION PORTION OF THE NEW FEDERAL GASOLINE TAX REVENUES BE USED FOR OPERATING SUBSIDIES, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilwoman Villani at this time excused herself from the meeting)

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract-Essex Council #1)

(Office of the Business Administrator
Management Planner

(37½ Hours) 1/1/82 \$16,360.59 - \$19,896.61)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 23, 1982)

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A motion directing the City Clerk to place this ordinance on the January 19, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilman Branch, President Grant.

No: Councilmen James, Martinez.

Not Voting: Councilmen Carrino, Payne, Rice, Tucker.

8-b.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract-Essex Council #1)

(Office of the Business Administrator

Senior Management Planner

(37½ Hours)

1/1/82 \$18,940.00 - \$23,021.68)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 9, 1982)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilman James.

8-c.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE THE TITLE AND SALARY RANGE FOR PRINCIPAL MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract-Essex Council #1)

(Office of the Business Administrator

Principal Management Planner

(37½ Hours)

1/1/82 \$24,172.76 - \$29,386.07)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Ordinance returned to Administration November 23, 1982)

A motion directing the City Clerk to place this ordinance on the January 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilman Branch, President Grant.

No: Councilman Carrino.

Not Voting: Councilmen James, Martinez, Payne, Rice, Tucker.

8-d.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT SPECIALIST IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract-Essex Council #1)

(Office of the Business Administrator

Management Communication

Specialist (35 Hours)

1/1/82 \$19,896.61 - \$24,172.76)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table November 9, 1982)

(Ordinance returned to Administration November 23, 1982)

January 5, 1983

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilman Branch.

8-e.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association-Essex Council #1)

(Personnel Division)

Supervising Claims Examiner

(35 Hours)

1/1/82 #14,244.36 - \$17,312.84)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 9, 1982)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilman Branch.

8-f.

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1966, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE ANALYST, 35 HOURS, IN THE OFFICE OF THE MAYOR)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract-Essex Council #1)

(Mayor's Office)

Administrative Analyst

(35 Hours)

1/1/82 \$17,312.84 - \$21,044.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table November 9, 1982)

(Ordinance returned to Administration November 23, 1982)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilman Branch.

8-g.

The City Clerk read COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 27, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR COORDINATOR, PLANNING AND RESEARCH, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)."

(5% increase in salary - Non-Civil Service title, not covered by Civil Service Association Contract-Essex Council #1)

(Community Development Administration, Mayor's Policy and Development Office)

Coordinator, Planning and Research

(35 Hours)

1/1/82 \$26,649.96 - \$32,393.23)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker questioned whether this ordinance was for Ron Jean or Jewel Daniels. He doesn't believe this ordinance was ever before the Council.

Councilman Carrino said this person is currently on the City payroll and is just a 5% increase in salary.

Chief Accountant Fitzsimons replied there was an error made when the original salary ordinance was passed. This is just to adjust for that error. The person is on the H.C.D.A. Budget.

Councilman Carrino said this is not a newly created position in the City Budget and will move it.

Councilman Rice questioned what was the error, less money or more money.

Chief Accountant Fitzsimons replied less money.

A motion directing the City Clerk to place this ordinance on the January 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 6, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RELATIONS SPECIALIST, BILINGUAL IN SPANISH AND ENGLISH, IN THE NEWARK HUMAN RIGHTS COMMISSION)

(Creating new position, adding to Community Relations Specialist title, addition of Bilingual in Spanish and English)

(Community Relations Specialist

Bilingual in Spanish and

English (35 Hours)

1/1/83

\$16,489.54 - \$20,037.60)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant.

Councilman Tucker said the question was whether this was a new position within the Human Rights Commission or this in effect raises one of the existing positions within Human Rights Commission.

Chief Accountant Fitzsimons replied according to the correspondence attached they are taking one of the existing titles they have and are adding Bi-lingual Spanish.

The motion directing the City Clerk to place this on the January 19, 1983 Calendar of the Municipal Council for first reading was adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, President Grant.

Not Voting: Councilmen Carrino, Payne.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 8, 1982,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c)
ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY FOR COURT ADMINISTRATOR)."

(Not covered by Civil Service Association Contract-Essex Council #1 title)

(15.5% increase in minimum and maximum salary)

(Municipal Courts

Court Administrator 7/1/82 \$30,850.75 - \$37,425.42)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Martinez said that the Assistant Court Administrator currently
receives more than the Court Administrator and this ordinance is to adjust that.

A motion directing the City Clerk to place this ordinance on the January 19, 1983
Calendar of the Municipal Council for first reading was made by Councilman Martinez,
seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice.

No: Councilman James, President Grant.

Not Voting: Councilmen Branch, Carrino, Payne, Tucker.

9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 15, 1982,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING
PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES
THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE
TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase; covered by Civil Service
Association Contract-Essex Council #1)

(Personnel Division

Secretarial Assistant 1/1/82 \$12,777.66 - \$14,956.11)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 23, 1982)

A motion directing the City Clerk to place this ordinance on the January 19, 1982
Calendar of the Municipal Council for first reading was made by Councilman Branch.

There was no second to the motion.

A motion to defer action on this ordinance was made by Councilman Rice, seconded
by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,

President Grant.

Not Voting: Councilman Branch.

9-d.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED NOVEMBER 9, 1982,
ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE
CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES
THEREFOR,' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO
CREATE THE TITLE AND SALARY RANGE FOR DATA PROCESSING COORDINATOR, DATA PROCESSING
(40 HOURS) AND TO DELETE THE TITLE FOR DATA PROCESSING COORDINATOR, DATA PROCESSING
(35 HOURS))"

(Civil Service title - 14.8% increase in hours and salary)

(Data Processing Coordinator, 1/1/83 \$26,650.01 - \$32,393.28

Data Processing (40 Hours) 1/1/84 27,982.51 - 34,012.94)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman James, seconded by
Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,

President Grant.

Not Voting: Councilman Branch.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffles were issued from December 8, 1982 to December 28, 1982:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Beth David Jewish Center	8575 (Amended)
St. Francis Xavier Roman Catholic Church	8654 (Amended)
St. Benedict's Church	8665 (Amended)
Parents Association - St. Benedict's Elementary School	8709 (Amended)
St. Benedict's Booster Club	8713 (Amended)
The Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey	8715 (Amended)
Queen of Angels Parent Teachers Association	8735 (Amended)
St. Martin DePorres Educational Association of Queen of Angels	8736 (Amended)
St. Francis Xavier Parent School Guild	8746 (Amended)
St. John's Ukrainian Catholic Church	8807

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Renaissance House, Inc.	8808
St. Columba Parent Teachers Association	8809
Church of Our Lady of Good Counsel	8810
Church of Our Lady of Good Counsel	8811
Church of Our Lady of Good Counsel	8812
Church of Our Lady of Good Counsel	8813
First Zion Hill Baptist Church	8814
St. James Church	8815

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

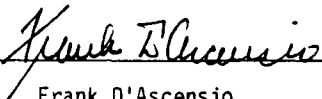
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 5:30 P. M.


January 5, 1983

930

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, January 19, 1983

931

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:30 P.M.

The audience arose for the National Anthem.

The prayer was offered by Councilman Ronald L. Rice.

President Grant called the meeting to order and asked for roll call.

Present: Councilman Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Captain Donald Blyenburgh, Sergeant-at-Arms, Lucille Cammarata, Assistant Corporation Counsel.

(Councilman Carrino arrived 8:50 P.M.)

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on January 12, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider Resolution 7-R-ba and Resolution 7-R-bb at this time was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.

RESOLUTION RECOGNIZING AND COMMENDING THE FRONTIER INTERNATIONAL LODGE FOR ITS SPONSORSHIP OF THE NEWTON STREET SCHOOL.

President Grant read the following resolution;

WHEREAS, the Newark Chapter of Frontiers International, one of the City's most prominent Fraternal Organizations, has, due to its deep concerns for the future of Newark and its children, adopted the youngsters of Newark's Newton Street School; and

WHEREAS, due to the Club's deep commitment to these youths, the children of Newton Street School have a brighter outlook on their own future, and the realization that there are interested adults in the public and private sectors who care about them and their achievements; and

WHEREAS, the Newark Municipal Council wishes to publicly acknowledge the fine work of the Members of this Fraternal Organization, and endorse the concept of strong relationships between local schools and community organizations, which can dramatically enhance the quality of life in a given neighborhood;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize the Newark Chapter of Frontiers International for its outstanding sponsorship of Newton Street School, wishing it continued success in the future and commends the school administration for the meritorious efforts it continually puts forth in providing a quality education for these fine young men and women.

Jan. 19, 1983

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Officers of this Organization and the School Administrators in commemoration of this occasion.

President Grant presented Mr. George Alford of the Frontier International Lodge and Mr. Willie Thomas, Principal of Newton Street School with a suitably inscribed resolution on behalf of the Members of the Municipal Council.

Mr. Alford thanked the Members of the Council for this resolution and accepted it with great pleasure.

Mr. Willie Thomas thanked the Municipal Council for this resolution and said they would not let the citizens of Newark down.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

RESOLUTION DECLARING JANUARY 22-31, 1983, TO BE MARCH OF DIMES WEEK IN THE CITY OF NEWARK, NEW JERSEY.

President Grant read the following resolution:

WHEREAS, birth defects cost many lives every year, and cause permanent disfigurement and lifetimes of untold physical and emotional suffering, and the United States has lagged behind other nations, and New Jersey has lagged behind other states in lowering the rates of infant deaths and disablement; and

WHEREAS, the March of Dimes, which was in the forefront of the long and finally successful struggle against polio, now devotes its resources to birth defects, and sponsors many of the major research projects to safeguard the health and safety of the newborn; and

WHEREAS, the City of Newark has made major strides in lowering the infant mortality rate, but still faces serious problems with adolescent pregnancies and the lack of prenatal care for many mothers, particularly those who are victims of poverty, discrimination or inadequate education; and

WHEREAS, Councilwoman Marie L. Villani has been appointed Chairperson of the 1983 Mothers' March of Dimes in Newark, and is giving freely of her time and talents to help Newark set an example for other communities in the battle against birth defects;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby designate the period of January 22 to 31, 1983, to be March of Dimes Week in the City of Newark, and does urge all citizens to support this most worthy effort to overcome the scourge of birth defects, and does commend all who take part in this campaign.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to the Essex County March of Dimes in warm appreciation of its invaluable service to humanity.

President Grant presented Ms. Carol Valentine with a suitably inscribed resolution on behalf of the Members of the Municipal Council.

Ms. Valentine thanked Councilwoman Villani for leading this appeal and Newark's Chairperson for the Mother's March of Dimes. Ms. Valentine noted the money collected is used in the fight against birth defects and that everyone's support is needed. She again thanked Councilwoman Villani and all of the Members of the Council for this presentation and asked for their continued support in this campaign.

Councilwoman Villani said the first words you want to hear from the Doctor when your baby is born is that the baby is healthy. Councilwoman Villani appealed to every employee of the City of Newark to contribute at least \$1.00 to help reach the goal set.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman Carrino arrived 8:50 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF SUBREGIONAL TRANSPORTATION PLANNING PROGRAM (PROJECT NO. N.Y.-09-0075/PL TSK-924, CONTRACT NO. D184128) FOR PERIODS JULY 1, 1981 - SEPTEMBER 30, 1981, OCTOBER 1, 1981 - DECEMBER 31, 1981, JANUARY 1, 1982 - MARCH 31, 1982, APRIL 1, 1982 - JUNE 30, 1982, SUBMITTED BY OFFICE OF PLANNING AND GRANTSMANSHIP, TRANSPORTATION UNIT.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-b.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR MONTH OF NOVEMBER, 1982.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Branch and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 29, 1982.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-d.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD NOVEMBER 29, 1982.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

4-e.

The City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.) GENERATED PRINT OUT REFLECTING RENTAL ACTIVITY OF CITY-OWNED PROPERTY FOR MONTH OF DECEMBER 1982, SUBMITTED BY OTTO S. ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Payne, seconded by Councilman Rice and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-f.

The City Clerk presented REPORT OF TAX ABATEMENT PROPERTIES, 4TH QUARTER, OCTOBER 1, 1982 THROUGH DECEMBER 31, 1982, SUBMITTED BY ARTHUR N. ANDREWS, DIVISION OF REVENUE COLLECTIONS.

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilman Payne and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(4-g.

The City Clerk presented 1981 ANNUAL AUDIT REPORT FOR CITY OF NEWARK, SUBMITTED BY SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITORS.

(Copy submitted to each Member of the Council)

A motion that the 1981 Audit Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

BOARD OF ADJUSTMENT - APPEAL.

4-A-1.

The City Clerk read IN THE MATTER OF APPLICATION OF CELESTINO GARCIA, APPLICANT AND OWNER, UNDER CONTRACT, FOR VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK, TO PERMIT IN A 2ND INDUSTRIAL DISTRICT THE ESTABLISHMENT OF A JUNK YARD FOR THE DISMANTLING, STORAGE AND SALE OF USED AUTO PARTS ON PREMISES 145-161 PENNINGTON STREET.

The Board of Adjustment at its regular meeting November 9, 1982, approved the application by a vote of 7 Ayes and 2 Not Voting.

An appeal in the matter was filed in the Office of the City Clerk on November 10, 1982. The transcript in connection with this matter was received December 27, 1982 and each Member of the Council was furnished with a copy of the transcript.

On December 27, 1982, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting January 5, 1983 at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark,

On December 30, 1982, the City Clerk notified the applicant and the appellant and objectors that the appeal scheduled for January 5, 1983 at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark, had been rescheduled to Wednesday, February 2, 1983, at 1:00 P.M., as the minimum 10 day notice required under N.J.S.A. 40:55D-17 was not given, pursuant to a memorandum received from the Law Department.

By direction of the Municipal Council on January 5, 1983, the City Clerk notified the applicant and the appellant and the objectors that the appeal in this matter had been changed to January 19, 1983, at 8:00 P.M., in the Council Chamber, City Hall, Newark.

January 19, 1983

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The City Clerk read the following letter:

DONALD M. KARP
COUNSELLOR AT LAW
THE BROAD NATIONAL BANK BLDG.
905 BROAD STREET
NEWARK, N. J. 07102
(201) 843-1800

DONALD M. KARP
MEMBER OF N. J. AND N. Y. BAR
JOHN A. CANNITO

CITY CLERK'S OFFICE
NEWARK, N.J.
1983 JAN 19 PM 2:43

January 18, 1983

Frank D'Ascensio, Clerk
City of Newark
920 Broad Street
Newark, New Jersey 07102

Re: Appeal from Board of Adjustment
145-161 Pennington Street

Dear Mr. D'Ascensio:

I am writing to request a postponement of the hearing in the above matter which is scheduled for January 19, 1983.

It is our understanding that the applicant is still in Florida; and, therefore, we would respectfully request that the hearing be adjourned to the originally scheduled date of February 2, 1983 at 1:00 p.m.

Further, if after hearing testimony the City Council wishes to defer their decision, my client will waive the 95 day jurisdictional limit until the subsequent meeting of the Council.

We greatly appreciate your courtesy in this matter; and we would appreciate your advising as to the Council's decision with respect to this request.

Very truly yours,

Donald M. Karp

DMK/gd
HAND CARRIED
cc: Mr. Garcia

MR. DANIEL WEBSTER, 106 TICHENOR STREET, NEWARK, NEW JERSEY, submitted a list of the names of 31 objectors and requested the Municipal Council to notify these people when this hearing would be held. He also requested that this hearing be held at a night meeting.

Councilman Martinez indicated that a letter had been sent requesting meeting be held February 16, 1983. A letter was sent to Mr. Karp, Attorney for the Applicant, informing him the meeting would be held February 2, 1982. A letter from Mr. Karp indicated they would waive the 95 days limit.

January 19, 1983

Councilman Martinez continued that a letter should be sent to Mr. Karp requesting that the hearing be held on February 16, 1983 and also requesting the applicant to indicate that he would waive the 95 day limit.

Councilman Tucker cautioned that it is important to point out that the City can not request the waiver of 95 days. Only the applicant can waive the 95 days. He also stated the applicant has no obligation to do this. Councilman Tucker also stated when he received the letter from Mr. Karp he was under the impression the applicant had waived the 95 days, but after speaking with the Law Department he was informed the applicant had not pinpointed this.

Councilman Martinez said this was a matter that needed clarification. He requested the City Clerk to contact Mr. Karp and request him to send a letter indicating that the 95 days would be waived and if the applicant so desires not to waive the 95 days then when he appears February 2, 1983, request the matter be appealed in person for the waiver of 95 days.

Mr. Webster questioned where this leaves the community in bringing the case before the Council if the Community does not know before February 2nd that the applicant is not waiving the 95 days.

Councilman Martinez responded the Council should be aware of this by next week.

Mr. Webster questioned if Councilman Martinez was saying the Community would know from the Council, one way or the other, that they should attend the meeting of February 2nd.

Councilman James said everything that we are saying tonight was said at the last Council meeting. He said at the last meeting the objectors were told the hearing would be held tonight. Now they are being told it will be the next meeting. If this Council does not receive a letter stating the applicant will waiver, then once we leave here the hearing will be held on February 2nd. No one can predict anyone is going to waive rights.

Councilman Tucker said for all purposes it should be understood that if this matter is not heard adjunctly by Council on February 2nd, it is questionable whether or not individuals will prefer this matter to be heard. It is important to know that Council can only defer to February 2nd if individual waives his right and we take into consideration it can be postponed until February 19th. Councilman Tucker indicated the letter did not indicate a waiver.

Councilman Martinez noted this Council can only vote on what is contained in the transcript. He noted the Council and City Clerk did not receive the transcript in the necessary ten days. The original date of January 5th was invalid. Councilman Martinez requested the City Clerk to call Mr. Karp and request a letter from the applicant with reference to the waiver.

Councilman Tucker stated it is clear and he had raised this at the last Council meeting the letter that came in did not waive the days. He thinks even though it was reported to this Council that the letter would come in and waive the 95 days. The issue that is being played here is that when you write a letter and it says "further, if after hearing testimony the City Council wishes to defer their decision my client will waive the 95 days," based on Mrs. Bressler's interpretation of that, she is saying that is not a waiver. The net result is that Ms. Bressler also apprised him of the fact that this matter can only be postponed or deferred until February 2nd and that is the reality they are dealing with right now. He said last week the individual who made representation to the Council indicated that his client or the applicant would waive, he thinks it is clear, based on the Attorney's submission to the City Clerk, that he did not waive. He said what we are faced with at present, based on Ms. Bressler's indication to him, this matter can only be heard until February 2nd and if the Council does not act at that point in time then the matter will be approved. He noted the Council has until February 2nd to hear this matter and make a determination on it and that is the legal requirements this Council has right now.

Mr. Webster questioned that this case could not be heard tonight because the applicant was not present.

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Councilman Martinez stated the matter could be heard but he thinks the applicant could take the Council to Court and win the case overwhelmingly without any problem. He said to clarify the case the hearing date is February 2nd at present. A letter is going out to the applicant requesting a letter that the applicant waives the 95 day hearing date. If this Council receives this letter they will set a hearing date of February 16th. If Council does not receive the letter from the applicant the hearing date will be February 2nd.

Mr. Webster wanted to make it clear they were being played into a trap because of the fact that the applicant is not here and if you proceed with the situation then most likely it would be overturned by the Court so then it can not be heard tonight because they would lose automatically.

President Grant suggested that any matter of this magnitude which involves a viable community such as the community represented here, that this body would be derelict in their duties if they did not notify the public properly and to insure every ounce of safety that the matter is heard in a public forum, that every person who wanted an opportunity who wanted to address this matter had that opportunity. He assured Mr. Webster, that as President of this body, they would not permit any kind of action to take place that is not totally within the law.

Councilman Martinez noted that whether the objectors' names are listed or not, the only information this body can weigh is what is in the transcript.

A motion to defer action on this matter until February 2nd, 1983 and directing the City Clerk to communicate with the applicant and his attorney requesting the applicant to waive the 95 days and when it is presented in the letter waiving the 95 days, notice will be given to the community of the proper hearing day, was made by Councilman Martinez, seconded by President Grant.

Councilman James questioned why this Council is going to ask the applicant to waive the 95 days when he has already responded that he is not going to. He noted the Members of this Council and the City Clerk are in receipt of this letter.

Councilman Tucker clarified the point that the hearing will be held on February 2nd.

The motion to defer action on this matter until February 2nd, 1983, was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 9TH STREET.

(North 9th Street, East side, beginning 208 feet south of the southerly curblin of Park Avenue and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

January 19, 1983

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NIAGARA STREET AS A ONE-WAY STREET.

(Deleting Niagara Street, Westbound, from Amsterdam Street to Ferry Street

(Adding Niagara Street, Westbound, from Amsterdam Street to Darcy Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF CLINTON AVENUE AND BERGEN STREET.

(Right Turn Prohibition - All Right Turns, 7:00 A.M. to 5:00 P.M. School Days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EAST KINNEY STREET.

(Deleting East Kinney Street, from McCarter Highway to Broad Street, North side, from 4:00 P.M. to 6:00 P.M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON HARDING TERRACE.

(Harding Terrace, between Parkview Terrace and Bergen Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-f.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR COORDINATOR, PLANNING AND RESEARCH, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)

(5% increase in salary - Not covered by Civil Service Association Contract - Essex Council #1)
(Community Development Administration, Mayor's Policy and Development Office Coordinator, Planning and Research
(35 Hours) 1/1/82 \$26,649.96 - \$32,393.23)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RELATIONS SPECIALIST, BILINGUAL IN SPANISH AND ENGLISH, IN THE NEWARK HUMAN RIGHTS COMMISSION.)

(Creating new position, adding to Community Relations Specialist title, addition of Bilingual in Spanish and English)
(Community Relations Specialist
Bilingual in Spanish and English
(35 Hours) 1/1/83 \$16,489.54 - \$20,037.60)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Personnel Director Veltri, Human Rights Commission Executive Director Rutherford met with the Council January 11, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

Not Voting: Councilman Payne.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

January 19, 1983

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE POSITION AND SALARY RANGE FOR INTERPRETER SPANISH, CITY CLERK)

(Interpreter Spanish,	1/1/83	\$14,515.56 - \$17,313.46
City Clerk (35 Hours)	1/1/84	15,241.33 - 18,179.13

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,

President Grant.

No: Councilman Payne.

Not Voting: Councilman Branch.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR" (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL MARRIAGE LICENSE CLERK - BILINGUAL)

(Principal Marriage License		
Clerk-Bilingual	1/1/83	\$14,515.56 - \$17,313.46
	1/1/84	15,241.33 - 18,179.13

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman Payne.

President Grant: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

6-F-j.

The City Clerk read AN ORDINANCE ESTABLISHING IMPROVED DENTAL BENEFITS, INCLUDING ORTHODONTIC SERVICES, FOR ACTIVE EMPLOYEES REPRESENTED BY THE NEWARK FIREMEN'S MUTUAL BENEFIT ASSOCIATION, LOCAL #4, AND THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 2, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY PROHIBITING PARKING ON MT. VERNON PLACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Mt. Vernon Place:

Both sides, beginning at the easterly curblin of Manor Drive and extending, 244 feet easterly therefrom.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 7TH STREET.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

North 7th Street:

West side, beginning 394 feet north of the northerly curbline of Park Avenue and extending 25 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF 20 CITY-OWNED PROPERTIES LISTED ON SCHEDULE "A" BELOW, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the 20 City-owned properties listed below on Schedule "A", be sold to the Housing Authority of the City of Newark, New Jersey, a body politic and corporate, by private sale for the amount of \$1.00, with \$55,000 returning to the City as income from Spruce Park Associates, when the properties are conveyed to it by the Housing Authority, pursuant to the provisions of N.J.S.A. 40A: 12-13 (b) (1).

Section 2. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

SCHEDULE A

<u>BLOCK</u>	<u>LOT</u>	
123	16	59-61 Spruce Street
	17	(no address - rear of lots 16 & 18)
	18	55-57 Spruce Street
	23	45-47 Spruce Street
	25	43 Spruce Street
122	27	39-41 Spruce Street
	17	29 Longworth Street
	18	27 Longworth Street
	50	36 Spruce Street
	51	38 " " "
	52	40 " " "
	53	42 " " "
	54	44 " " "
	55	46 " " "
	56	48-50 " "
	58	52 " " "
	59	54 " " "
	60	56 " " "
	62	58 " " "
	64	60 " " "

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. MURRAY EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY stated at the meeting of December 15 1983, he inquired if Resolution 7-R-q, adopted November 3, 1982, concerning the expansion of Lincoln Park was a Section 8 Housing Project. At that time he was told that Section 8 was dead. He again questioned if this ordinance was Section 8 Housing.

President Grant responded that at that time there were Section 8 housing in the hopper and whatever Section 8 allocations were already in the hopper would be continued until they were finished. According to the HUD officials there would be no additional Section 8 Housing coming to the City of Newark.

Councilman Martinez said this will be a project that has 98 units of low and moderate income housing. The project will involve the rehabilitation of two existing buildings and the construction of 17 row houses which are one family homes, up and down. The cost of development is \$5,520,000.12 including the land acquisition, construction cost, architect and legal fees. This will be the last Section 8 housing to come to the City of Newark. This project will consist of 19-two bedroom units, 19-one bedroom units and 68-two bedroom units and 11-three bedroom units. The anticipated monthly rent ranging from \$680. to \$1,020. a month.

Mr. Edson asked what fraction of the gross rentals would be service fees?

Councilman Martinez responded 7½% or \$70,434. He noted that presently they are currently receiving "zero" from that area. He also stated he would welcome any developer who would like to come into Newark who wants to put up one family homes for \$15,000. or \$20,000. and who wants to pay the \$10. tax rate in that community.

Councilman Tucker said although the gross rentals will be those amounts because it will be Section 8, 30% of the income of individuals who would possibly move into that housing, is what they would be paying for rent. If you are dealing with other municipal services they will pay, that development will pay the same water and sewerage rates as any person within the City of Newark with the exception of the Housing Authority. He said it is not an issue of whether it is 30% they pay or the amount of taxes they pay. He noted he has been working with community groups throughout the City trying to get them to develop module housing. The reason for module houses is to try to decrease the actual development cost which would in turn make those houses pay less taxes. He noted also they have not met with any great success.

Councilman Tucker stated the Council would gladly accept developers who would want to build. He said the realities are that people at this point in time are not necessarily willing to build one family homes in the City of Newark based on the tax rate.

Councilman Tucker noted that the City of Newark has a critical housing shortage. He said this development will to a certain degree diminish the number of people who are looking for safe, decent and sanitary housing. If we look at it from the standpoint of the land currently being vacant and paying no taxes to the City and look at the fact we have people in the City of Newark who are in dire need of housing and also at the fact that any person who wants to come into Newark and build subsidized income they would gladly welcome it.

Councilman Carrino said this ordinance deals with the sale of 20 city-owned properties to the Housing Authority for building houses. He noted that in the North Ward there is approximately 3/4 of an acre of land that the Housing Authority will not turn over to a developer who is ready to put up housing. He requested that the City Clerk send a letter in the name of the Council telling the Housing Authority that we are selling them 20 pieces of property and we respectfully request the same kind of cooperation from them to turn over that piece of property to us so that we can have more housing put up. He said the developer is ready to go and the Housing Authority will not turn that land back.

MRS. MILDRED KAYSER, 53 1/2 SPRUCE STREET, NEWARK, NEW JERSEY, stated when renovations or changes are being made the people who reside in that area should be consulted. She noted the taxpayers had to be considered and when building is taking place the artistic and aesthetic value of the area and the preservation of heritage should be of vital importance.

MR. H. LEE WARING, 69 LINCOLN PARK, NEWARK, NEW JERSEY said many of the residents have lived in that area for many years and have gone through a period of transition. These residents have stabilized that area and made it attractive for the investors who are presently coming in. He noted perhaps there would not have been as much objections if the community had input with the developer. He said nothing has been told to the residents. He requested the Council to defer the matter and the community should be consulted.

Councilman Payne stated the people in the neighborhood should have the opportunity to discuss what is being built.

Councilman Tucker said the City of Newark has a site plan ordinance which allows community participation in the design of buildings. He said the questions raised by the concerned residents this evening should be raised at the site plan hearing. He noted there are two hearings. There is a preliminary site plan approval and a final site plan approval, both of which are public hearings where the community can raise their concerns. The concerns raised this evening would be better raised with the Central Planning Board. The Council's concern is whether or not to obligate the Section 8.

President Grant stated for the record that the City Government owns over 5,000 pieces of property in this City. The City owns in excess of 635 blocks of vacant land. The tax rate is confiscatory. He said if we could get private developers to build new housing that we would be doing the citizens who pay taxes a service by helping to reduce the tax rate and moving toward, hopefully, a viable city once again.

MR. JOHN LEE, 521-23 WASHINGTON STREET, NEWARK, NEW JERSEY, said the residents of the Lincoln Park area would have liked to have input in the plans for the area. They have made great effort and strides to bring the area to the community it is at present.

Councilman Martinez said the ordinance before this Council this evening is for the sale of 20 properties to the Housing Authority for the purpose of expediting the sale to the developer. This is the last Section 8 to come into the City. If this project becomes dead it means the apartments that are there will not be rehabilitated and will remain abandoned. This ordinance has nothing to do with a tax abatement or with a site plan. He said the developer will lose the Section 8 if it does not go through in 10 days.

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Councilman Carrino questioned why when we have so much empty land in the City we try to shove something down people's throat in an area where they are surviving on their own, paying taxes and hopefully they will, sometime in the future, be able to draw people into the area.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to forward to Ms. Charlotte Adams, Executive Secretary of the Central Planning Board a list of the objectors and request these people be notified when the Site Plan Review will be heard was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion that "Hearings of Citizens" be heard at this time was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

HEARINGS OF CITIZENS.

6-HC-a. REVEREND GEORGE RYDER, 151 WASHINGTON STREET, NEWARK, NEW JERSEY addressed the Municipal Council with reference to the inadequacies of the City of Newark's Public Schools and requested that Council prepare a directive that the Educational and Political leadership of this community convene immediately with the State Board of Higher Education to move diligently to improve the quality of education in the City of Newark.

6-HC-b. MS. SHIRLEY M. WRIGHT, 75-79 CLINTON AVENUE, APARTMENT 12-8, NEWARK, NEW JERSEY.

6-HC-c. MS. CHARMING ABDOL, 16 N. 9TH STREET, EAST ORANGE, NEW JERSEY.

6-HC-d. MR. JAMES ORANGE, 49 MONTROSE STREET, NEWARK, NEW JERSEY.

6-HC-e. MR. WILLIE CHESTNUT, 52 DODD STREET, EAST ORANGE, NEW JERSEY.

The above speakers addressed the Municipal Council requesting the Council's support in opposing an admission policy that would adversely affect the prospective students in this City. The speakers requested the Council to help them save the open admissions policy at Essex County College.

Councilman Rice said he was confused at the position taken by Dr. Yamba. He said up to this point he felt Dr. Yamba was doing a fine job. He noted that it was the open door process that allowed him the opportunity to be where he is today.

Councilman James said the speakers have given this Council a hue and cry to bring about an improvement in the quality of education in the Newark School System. He said on the question of open enrollment versus closed enrollment at Essex County College he said no member of this body has received anything in writing that would give them the opportunity to review the proposal. He said if such a document exists they would like to be in receipt of it. He stated this body has never lacked the courage to act on any matter that could bring about a significant improvement in the quality of education for our young people.

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Councilman Branch suggested a meeting be held to resolve this issue. He opined that this matter could be resolved at that time. He noted it was important to meet and go over all the facts to find out what the total impact is on open enrollment versus closed enrollment.

Councilman Payne said there is a need for this Council to have more information on this matter. He said there is a dilemma going on in the crisis of education. He said this City has a responsibility to educate the young people and this Council has the responsibility to get tough with Administration and the Board of Education. He said every youngster should have the opportunity to enter an institution of higher learning, but it should be the responsibility of that institution to make that youngster up to the standards so that when they graduate they are on the level of any student graduating college. He said the Board of Education is a political football and you do not play football with the lives of students. He said they are going to have to come to some agreement. We have to meet with the Board of Education and the County College people and give these youngsters the opportunity they are not getting in the Newark school system.

Councilman Tucker said he is for open door enrollment. He said he was for it before Dr. Yamba got there and before the college got there and he is not going to change on that position. He said he is not going to say it is the Newark Board of Education's problem. He said he knows if Dr. Yamba institutes the policies, no matter what the motivation is, he will prevent people from going to college who would have normally gone directly to college. He said Dr. Yamba is not just making this decision on his own. He said we should also meet with the County Executive. He stated it should be clear in their minds that they are for open enrollment. He believes in freedom of opportunity. He said open enrollment is a major issue to the minority community.

President Grant said Dr. Yamba has a Board of Trustees politically appointed and Dr. Yamba is merely carrying out the dictates of that body. He said you have to look at the whole table of organization.

Councilman James said he had the results of a telephone call made by Ms. Goldstein who has learned that the Board of Trustees of Essex County College took no action this evening. They indicated they are in receipt of a proposal to change the open enrollment policy and this proposal as indicated will be publicly discussed on February 16, 1983 at 3:00 P.M. at the College. He said there will be a public debate on the proposal at that time.

6-HC-f.

MR. FRANK HURTZ, 103 - 16TH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to receiving a legal opinion from the Corporation Counsel on whether the City is exempt from the Rent Control Ordinance.

Assistant Corporation Counsel Cammarata stated the Corporation Counsel would not issue a legal opinion to a citizen. She noted the Corporation Counsel's opinion is the City is exempt under an ordinance which was passed by this Council.

Mr. Hurtz stated that his next step would be to contest it in Court since the ordinance does not clearly state the City of Newark is exempt. He further commented the ordinance specifies the only agency or tenants exempt are the Local Housing Authority, owners of 1, 2, 3 family homes and hotels.

Councilman Payne requested that if the Law states that there is a reason for it. He requested that the City Clerk request the Corporation Counsel to render an opinion to this Council. He said he does not know if City properties are exempt and he does not see why they should be. He noted that it is not always necessary to be in an adversary position. The first step might be to sit down and discuss. He then requested the Corporation Counsel be requested to submit a legal opinion.

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Mr. Hurtz stated at the last Council meeting he had brought to the attention of the Council that the Board of Education has failed to submit an annual report to this body since 1969. He asked if Council was going to request this report from the Board of Education.

Councilman James responded that there is no annual report that the Board of Education is obligated to submit to this body. He said we get an audit report and if we were still considering an appointed Board of Education, the Board of School Estimate would still be in receipt of the annual budget. He further stated that is subject to change with the elected versus the appointed. He remarked that other than a school audit, which has always been made available to the Council and the budget which is submitted to the School of Board Estimate he does not know of any statutory obligation requiring the Board of Education to tell us what they are doing.

Councilman Tucker said there is a myriad of eight reports developed by the Board of Education that are required by State Statute. He noted that State Statute does not dictate that those reports would go directly to the Local Governing Body. If the Local Governing Body wants to be in receipt of those reports must petition the Commissioner of Education of the State of New Jersey. He said there is not a requirement that we get those reports.

Councilman James said the Board of Education is an autonomous body. It has no obligation to this body. We do not set or recommend policy. We do not approve policy. All the Members of the Board of Education are appointed by the Mayor according to State Statute. We do not have any powers over them. As we indicated earlier we receive from them an annual budget and that is our relationship. He said by way of the Board of School Estimate who passes on the budget and their recommendation is then submitted to this Council and the full Council will then accept or reject the recommendation of the Board of School Estimate on the implementation of a school budget for the year which is then passed on to the Commissioner of Education.

Councilman Carrino said the report Mr. Hurtz might be referring to is when Mr. Wexler was assigned to the Board of Education with the Auditor General and they were required to submit a report every year as to the financial stability and the amount of money being spent by the Board of Education.

Mr. Hurtz responded that was not the report and he appreciated Council's comments.

Councilman Payne requested the City Clerk request the Corporation Counsel to meet with them regarding Rent Control.

A motion to permit Mr. Al Ebenoff to be heard under "Hearings of Citizens" was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President

6-HC-g.

MR. AL EBENOFF, 31 CENTRAL AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to "Jobs for Peace" a National Organization. He said the basic commitment they have is they want to demand that the United States Government Congress make more federal funds available for local jobs and programs and quality education, public transportation, energy efficiency, low and moderate income housing, improved health care and other essentials services by reducing the amount of our tax dollars devoted to military spending. He requested a resolution be adopted at the February meeting in regard to the effort they are making for Jobs with Peace.

Councilman Tucker said this Council adopted two resolutions last year for Jobs for Peace and we approved another resolution urging the Assembly approve the Jobs for Peace resolution which was approved by the Assembly in the State of New Jersey and the Senate. Councilman Tucker requested those resolutions be sent to Mr. Ebenoff.

President Grant said the information being requested has been done over a year and the Council did in fact endorse it. He noted the President of the United States was written last week by this body advocating the same information.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR" (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF AUDITOR IN THE DEPARTMENT OF FINANCE)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Contract - Essex Council #1)
 (Chief Auditor (35 Hours) 1/1/82 \$20,881.17 - \$25,380.97)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table October 26, 1982)
 (Public Hearing Closed)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilman Branch.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING TITLE 11A, CHAPTER 1, SECTION 10 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO PROHIBIT THE SELLING AS WELL AS USE OF PORTABLE LIQUID FUEL BURNING APPLIANCES FOR COOKING AND HEATING PURPOSES.

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker.

Councilman James said he understands the sentiment behind this ordinance is to save lives. He said he indicated previously he is concerned about businesses in the City of Newark being competitive and also about merchants who already have stock and by this Council's action tonight would be denied a fair profit. He said he is concerned that during these times of economic crisis the faulty operation of gas, electric, coal and even wood stoves could cost a life. He said what they are really talking about is the faulty use of equipment. He noted though this is a good ordinance the end result is to penalize the business community in Newark and he opined that he believes this ordinance is not enforceable.

Councilman Rice noted the ordinance is a good ordinance since we are protecting the health of the people. He said the Council should be concerned with the rights of the tenants and insure that the landlords provide the tenants with enough heat in their homes thereby eliminating the need for the purchase of illegal kerosene heaters and continue to work together collectively to insure that unnecessary or obsolete laws are taken off the books.

Councilman James said the effort should not be to ban but to set standards to improve them.

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Councilman Martinez said he had given a magazine article to Councilman Rice and Senator Caufield. This article indicates the dangers of kerosene heaters and mentioned there are no kerosene heaters that were proven really safe and that all heaters be banned in the entire United States of America. He had hoped this article would become part of the public record.

Councilman Tucker said none of the kerosene heaters have been proven to be fail safe. The report indicates that with today's cost of fuel people are insulating their homes extremely well and it deals with the amount of oxygen available within a room. In the past homes were not insulated as well and when a kerosene heater used up all the air within a room there was enough ventilation within the room to put oxygen back into it. He stated this ordinance may be questionable as to its enforcement but it says to the citizens of Newark that there is danger in those kerosene heaters and if it is a law on the books it has a better way of being enforced.

Councilman Rice said he is going to move this ordinance and the Council Members should let their consciences be their guides.

Councilman Carrino said he voted for the ordinance that prohibits the use of kerosene heaters in the City of Newark. He said in the ordinance being considered tonight we are telling commercial people they cannot sell them. He said, in his mind, this ordinance is not going to save a life. That will be accomplished by the enforcement of the ordinance that prohibits the use of kerosene heaters.

Councilman Payne said there should be a better way to inform the public of the laws. He stated there probably is a large majority of people who have purchased kerosene heaters who are unaware they are illegal.

The motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice, Tucker.

No: Councilman James.

Not Voting: Councilmen Branch, Carrino, Payne, Villani, President Grant.

ORDINANCES FOR RECONSIDERATION.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE PROVIDING FOR THE DISCLOSURE OF CERTAIN INFORMATION IN ALL SALARY ORDINANCES HEREAFTER ADOPTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor December 17, 1982)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

HEARINGS OF CITIZENS.

(For discussion on Hearings of Citizens, see pages 15 and 16)

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RESOLUTIONS AND MOTIONS.

Resolutions.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH LEHMAN BROTHERS KUHN LOEB INCORPORATED OF NEW YORK, FOR FINANCIAL ADVICE TO ASSIST IN SALE OF BONDS AND/OR NOTES RELATED TO DEBT AND FINANCIAL POLICIES OF THE CITY; COST OF SERVICES SHALL BE PAID FROM CAPITAL PROJECTS, COMPENSATION FOR PROCEEDS OF BONDS SOLD ON PER BOND BASIS NOT EXCEEDING \$75,000. FOR SERVICES; OUT OF POCKET EXPENSES INCURRED BY FIRM WILL BE REIMBURSED BY CITY TO A MAXIMUM OF \$6,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "E.U.S." PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a))

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Director of Finance Jones and Mr. Milton Goodman, representing the Law Department met with the Council December 21, 1982)
(Finance Director Jones, Assistant Corporation Counsel Pidgeon and representatives of Lehman Brothers Kuhn Loeb met with the Council January 4, 1983)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR ACTUARIAL ANALYSIS OF THE CITY OF NEWARK EMPLOYEES' RETIREMENT SYSTEM PENSION FUND, DEPARTMENT OF ADMINISTRATION, OFFICE OF THE BUSINESS ADMINISTRATOR; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

RESOLUTION CONCURRING IN REQUEST OF SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITOR FOR THE CITY OF NEWARK, FOR AN ADDITIONAL EXTENSION OF THE FILING DATE OF THE 1981 AUDIT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch.

This motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution and directing the City Clerk to communicate with Finance Director Jones requesting that he forward a written response to the comments and recommendations of Samuel Klein and Company along with a timetable of the completion date of any policy needed to correct the deficiencies; further directing the City Clerk to invite Finance Director Jones to a pre-meeting conference to discuss a more timely submission of the audit report was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

7-R-d.

RESOLUTION AUTHORIZING TRANSFER OF RESERVE FUNDS FROM DEPARTMENT OF HEALTH AND WELFARE, DIRECTOR'S OFFICE, OTHER SALARIES AND WAGES - \$20,000.; MATERIALS AND SUPPLIES - \$900.; MISCELLANEOUS - \$32,500.; TOTALLING - \$53,400.; DIVISION OF HEALTH, SERVICES BY CONTRACT OR AGREEMENT - \$11,716.; DIVISION OF WELFARE, OTHER SALARIES AND WAGES - \$55,000.; SERVICES BY CONTRACT OR AGREEMENT - \$20,389.; MATERIALS AND SUPPLIES - \$1,526.; TOTALLING - \$76,915.; DIVISION OF INSPECTIONS, OTHER SALARIES AND WAGES - \$77,772.; SERVICES BY CONTRACT OR AGREEMENT - \$2,775.; MATERIALS AND SUPPLIES - \$2,422.; TOTALLING - \$82,969.; GRANT TOTAL \$225,000.; TO DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, OTHER EXPENSES, MISCELLANEOUS - \$225,000.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

RESOLUTION COMMENDING RALPH E. MATARAZZO, IN RECOGNITION OF HIS IMPENDING RETIREMENT, FOR OUTSTANDING SERVICE TO THE CITIZENS AND GOVERNMENT OF NEWARK.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO FILE A PETITION OF APPEAL ON BEHALF OF CITY OF NEWARK WITH ESSEX COUNTY BOARD OF TAXATION AND TO FILE A COMPLAINT, ANSWER AND COUNTERCLAIM IN THE TAX COURT OF NEW JERSEY IN ALL CASES IN WHICH HE DETERMINES THE ASSESSED VALUE OF PROPERTY IN CITY OF NEWARK OR IN ANY OTHER TAXING DISTRICT IN ESSEX COUNTY RESULTS IN DISCRIMINATION TO THE CITY OF NEWARK; FURTHER AUTHORIZING CORPORATION COUNSEL TO FILE A COMPLAINT, ANSWER AND COUNTERCLAIM IN THE TAX COURT OF NEW JERSEY SEEKING REVIEW OF ANY JUDGMENT, ACTION OR DETERMINATION OF THE ESSEX COUNTY BOARD OF TAXATION AND THE TAX COURT OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES SET FORTH IN SCHEDULE "A" UPON RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT "A", TOTALLING \$143,374.62, FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, STATE BOARD JUDGEMENTS, CASH OVERPAYMENTS FOR YEARS 1976, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO PAY AMOUNTS SET FORTH IN EXHIBIT A TO PARTIES INDICATED; PROCEEDS TO BE TAKEN FROM MUNICIPAL BUDGET MANDATORY ITEMS MUNICIPAL BUDGET ACCOUNT CODE NO 11-21-01-7441. (INTEREST ON TAX APPEALS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION AUTHORIZING TRANSFER OF RESERVE FUNDS FROM UNCLASSIFIED PURPOSES, SALARY AND WAGES, MUNICIPAL SALARY INCREASES - \$72,600., TO FIRE DEPARTMENT, DIRECTOR'S OFFICE, SALARIES AND WAGES, OVERTIME - \$20,000., HOLIDAY PAY - \$52,600., TOTALLING \$72,600.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE APPROVING THE SALE OF 20 CITY-OWNED PROPERTIES LISTED ON SCHEDULE "A" BELOW, TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) (1)" ADOPTED JANUARY 19, 1983 (6-Ph, S & F-c) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR AND PUBLICATION THEREOF.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

7-R-1.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING IN SECURING SERVICES OF BUJAC DEMOLITIONS, INC., A.G. MAZZOCCHI INC., PETER JUZEFYK EXCAVATION COMPANY INC. AND THOMAS J. HARPER INC., PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO BUJAC DEMOLITIONS INC., 58 BURNETT TERRACE, WEST ORANGE, N.J. FOR PROJECT KNOWN AS 20 HINSDALE PLACE AND 227-5TH STREET, FOR SUM OF \$5,588.; A.G. MAZZOCCHI INC., 10 ORCHARD STREET, MADISON, FOR PROJECTS KNOWN AS 519 IRVINE TURNER BOULEVARD AND 766 SOUTH 17TH STREET, FOR SUM OF \$8,525.; PETER JUZEFYK EXCAVATION COMPANY INC., 428 EDGAR ROAD, ELIZABETH, FOR FOUR PROJECTS FOR TOTAL SUM OF \$14,200.; THOMAS J. HARPER INC., 257 NORTH GROVE STREET, EAST ORANGE, FOR PROJECTS KNOWN AS 2-16 SOUTH 8TH STREET, FOR SUM OF \$23,000., ALL LOWEST RESPONSIBLE BIDDERS; FUNDS PROVIDED BY H.C.D.A. I.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER SETTLEMENT CHECK, PAYABLE TO DEPARTMENT OF LABOR, NEW YORK CITY, IN AMOUNT OF \$10,633.; (FEDERAL AUDIT REPORT NUMBER 02-9-1048-G-150, CAUSED DEPARTMENT OF LABOR'S GRANT OFFICER TO DISALLOW CERTAIN COSTS INCURRED BY CITY OF NEWARK UNDER COMPREHENSIVE EMPLOYMENT AND TRAINING ACT PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n.

RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY DEPARTMENT OF LABOR FOR PERIOD OCTOBER 1, 1982 TO JANUARY 19, 1983; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO EXECUTE GRANT AGREEMENT WITH NEW JERSEY DEPARTMENT OF LABOR, DIVISION OF HUMAN RESOURCES, FOR NEWARK APPRENTICESHIP PAINTING PROGRAM, FOR PERIOD JANUARY 20, 1983 TO SEPTEMBER 30, 1983, IN AMOUNT OF \$182,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR LEASE OF 1.1± ACRES KNOWN AS BLOCK 570, LOTS 5 AND 11, ON THE TAX MAPS OF WEST MILFORD TOWNSHIP, FOR A TERM OF FIVE (5) YEARS AT A MINIMUM AMOUNT OF \$1,150 . PER YEAR PLUS RESPONSIBILITY FOR PROPERTY TAXES AND SETTING A DATE FOR RETURN OF BIDS AS JANUARY 28, 1983 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

7-R-p.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO NORENE R. BASS, SENIOR BUYER, DEPARTMENT OF ADMINISTRATION, DIVISION OF PURCHASING, FOR PERIOD BEGINNING FEBRUARY 2, 1983 AND ENDING AUGUST 1, 1983. (SENIOR ACCOUNTANT, DEPARTMENT OF FINANCE, DIVISION OF GENERAL ACCOUNTING - FIRST LEAVE BEGAN FEBRUARY 2, 1981)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q.

RESOLUTION VOIDING SALE OF CITY-OWNED PROPERTIES, PER EXHIBIT A, AUTHORIZED BY RESOLUTION 7-R-co, AS AMENDED, JANUARY 20, 1982 AND 7-R-cb, MARCH 3, 1982; PERSONS FAILED TO CLOSE WITHIN FORTY-FIVE DAYS AFTER ADOPTION OF RESOLUTIONS THEREBY FORFEITING DEPOSIT TO CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH FIRST NATIONAL STATE BANK TO ASSIST THE CITY OF NEWARK IN THE AREA OF INDIRECT COST ALLOCATION FOR THE YEAR 1982. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) A. (COMPENSATION FOR FIRST NATIONAL STATE BANK TO BE PAID FROM COMPENSATING BALANCE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION RATIFYING CONTRACT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK PROGRAM FOR PERIOD DECEMBER 2, 1982 TO JANUARY 19, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK PROGRAM, FOR PURPOSE OF REHABILITATING HOMES IN THE NEIGHBORHOOD STRATEGY AREA CENSUS TRACT #49, FOR PERIOD JANUARY 20, 1983, TO DECEMBER 31, 1983; MAXIMUM AMOUNT TO BE PAID UNDER THIS CONTRACT \$100,000.; FUNDS PROVIDED FROM H.C.D.A. FY V.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Hill, Mayor's Policy and Development Office Interim Executive Jean, Office of Planning and Grantsmanship Director Thompson and Housing Development and Rehabilitation Corporation Executive Director Smith to the January 25, 1983 Special Conference was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President

7-R-t.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK PAYABLE TO DONALD TUCKER, COUNCILMAN-AT-LARGE AND IRVIN L. SOLONDZ, 60 PARK PLACE, NEWARK, N. J., 07102 IN THE AMOUNT OF \$950.; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; PURSUANT TO ORDINANCE 6-S & F-1, APRIL 1, 1981.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION ACCEPTING AUDIT REPORT FROM DELOITTE, HASKINS AND SELLS TO AUDIT SEVEN TITLE X PROGRAMS; FURTHER AUTHORIZING ACTING MUNICIPAL COMPTROLLER TO PAY SUM OF \$6,000. TO SAID COMPANY UPON MUNICIPAL COUNCIL'S ACCEPTANCE. (7-R-ez, AUGUST 12, 1981)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION ACCEPTING MANAGEMENT STUDY OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDED PROGRAMS FROM DELOITTE, HASKINS AND SELLS; FURTHER AUTHORIZING ACTING MUNICIPAL COMPTROLLER TO PAY DELOITTE, HASKINS AND SELLS \$2,400. FOR ORIGINAL CONTRACT STUDY AND \$1,500. FOR CONTINUATION STUDY AS PER CONTRACT; TOTALLING \$3,900. (RESOLUTIONS 7-R-cf, JULY 8, 1981 - \$7,500.; 7-R-w, DECEMBER 17, 1980 - \$12,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO DELIVER CHECK PAYABLE TO MARGARET TYLER, THOMAS TYLER AND THEIR ATTORNEY, KENNETH HALL, 17 ACADEMY STREET, NEWARK, N.J. 07102, IN THE AMOUNT OF \$1,000., UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MARGARET TYLER AND THOMAS TYLER, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL. (THOMAS TYLER AND MARGARET TYLER INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT - NEWARK DEMOLITION TEAM INADVERTENTLY CAUSED DAMAGE TO 847 SOUTH 15TH STREET WHILE DEMOLISHING BUILDING IN AN ADJACENT LOT)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

7-R-x.

RESOLUTION ACCEPTING AUDIT REPORTS FROM LAWRENCE BELCHER FOR 1982 NEWARK SUMMER FOOD PROGRAM; FURTHER AUTHORIZING ACTING MUNICIPAL COMPTROLLER TO PAY LAWRENCE BELCHER CONTRACTED FEE OF \$5,000. UPON MUNICIPAL COUNCIL'S ACCEPTANCE. (7-R-j-S, JULY 13, 1982)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT 82-50 WITH GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, 07114, FOR DEMOLITION OF SIX PROJECTS TOTALLING \$61,953.; JUZEFYK EXCAVATION COMPANY INC., 428 EDGAR ROAD, ELIZABETH, NEW JERSEY FOR DEMOLITION OF NINE PROJECTS TOTALLING \$44,600.; BUJAC DEMOLITIONS INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR DEMOLITION OF 536-538 BROADWAY FOR SUM OF \$8,999.; ARTKO WRECKING INC., 117 PROSPECT AVENUE, BAYONNE, NEW JERSEY, FOR DEMOLITION OF 127 CLIFTON AVENUE, FOR SUM OF \$18,440.; ALL LOWEST RESPONSIBLE BIDDERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE UNTIMELY PASSING OF JUAN (JOHNNY) RAFAEL COSSIO, AN OUTSTANDING COMMUNITY LEADER.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.

RESOLUTION RECOGNIZING AND COMMENDING THE FRONTIER INTERNATIONAL LODGE FOR ITS SPONSORSHIP OF THE NEWTON STREET SCHOOL.

(For action on this resolution, see page 1 and 2 in the minutes of this meeting)

7-R-bb.

RESOLUTION DECLARING JANUARY 22-31, 1983, TO BE MARCH OF DIMES WEEK IN THE CITY OF NEWARK, NEW JERSEY.

(For action on this resolution, see page 2 and 3 in the minutes of this meeting)

7-R-bc.

RESOLUTION SUPPORTING ASSEMBLY BILL 1071 WHICH WOULD ALLOW MEMBERS OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO EARN UP TO \$4,500. PER YEAR AFTER RETIREMENT WHILE WORKING FOR CERTAIN UNITS OF GOVERNMENT WITHOUT AFFECTING THEIR PENSION RIGHTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

7-R-bd.

RESOLUTION RECOGNIZING AND COMMENDING IRONBOUND AMBULANCE SQUAD FOR
INVALUABLE SERVICE TO THE PEOPLE OF NEWARK DURING THE LAST 30 YEARS.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.
(A.S.)RESOLUTION RE-APPOINTING SPECIAL POLICE OFFICERS FOR YEAR ENDING DECEMBER 31,
1983.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.
(A.S.)RESOLUTION RECOGNIZING AND COMMENDING LILLETTE HARRIS JENKINS AND THE CAST
OF "ONE MD' TIME!" AND WELCOMING THEM TO A PERFORMANCE IN NEWARK CITY HALL.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg.
(A.S.)RESOLUTION AUTHORIZING TRANSFER OF RESERVE FUNDS FROM OFFICE OF THE CITY CLERK
AND MUNICIPAL COUNCIL, MUNICIPAL COUNCIL, SERVICES BY CONTRACT OR AGREEMENT,
CONFERENCES AND MEALS OUTSIDE CITY-\$1,588., MATERIALS AND SUPPLIES, GASOLINE-\$600.,
TOTALLING-\$2,188., TO MUNICIPAL COUNCIL, MISCELLANEOUS, RECREATION SUPPORT PROGRAM-
\$2,188.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.
(A.S.)RESOLUTION RECOGNIZING AND COMMENDING CARL "DOC" SEVERINSEN, DISTINGUISHED
TRUMPET PLAYER, AND WELCOMING HIM TO NEWARK FOR A CONCERT WITH THE NEW JERSEY
SYMPHONY ORCHESTRA.

President Grant said he attended this affair and after "Doc" Severinsen gave, in President Grant's opinion, a tremendous performance, for him, in a jocular vein to refer in negative terms to the City of Newark and the State of New Jersey was unnecessary. He continued that while we recognize "Doc" Severinsen's great talent and given the fact his daughter is a lawyer in Morristown and his son-in-law in the same City he ought to find out that New Jersey is a place where people grow and Newark is a place where there is safety. President Grant opined that "Doc" Severinsen's remarks were completely out of order.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Villani, President Grant.
No: Councilmen Martinez, Tucker.
Not Voting: Councilman Rice.

7-R-bi.
(A.S.)

RESOLUTION SUPPORTING ASSEMBLYMAN RAYMOND LESNIAK'S EFFORTS TO AMEND STATE LAW TO PROHIBIT HAZARDOUS WASTE FACILITIES FROM BEING BUILT IN ANY COMMUNITY WITH A POPULATION OF MORE THAN 100,000.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James.

Councilman Martinez requested the City Clerk be directed to forward a communication, together with the resolution, to the surrounding towns of Elizabeth, Bloomfield, Hillside, East Orange, Bayonne, Jersey City, Orange, South Orange. He also requested this letter be sent by Certified Mail.

Councilman Payne stated it was his belief there should be a moratorium on these. He opined they make a dangerous precedent when they single out a series like this.

The motion to adopt the resolution was declared adopted by President Grant by the following votes.

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE HENRY E. PARKER, TREASURER OF THE STATE OF CONNECTICUT ON THE OCCASION OF HIS VISIT TO THE CITY OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.
(A.S.)

RESOLUTION REQUESTING MAYOR TO SUBMIT TO CITY COUNCIL FOR THEIR CONFIRMATION, HIS NOMINEES FOR THE POSITION OF BUSINESS ADMINISTRATOR AND DEPARTMENT DIRECTORS BY THE FEBRUARY 2, 1983 COUNCIL MEETING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.
(A.S.)

RESOLUTION AUTHORIZING MAYOR TO APPLY TO STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, FOR ADDITIONAL FUNDS IN THE SUM OF \$573,639., TO CONTINUE OPERATION OF SAFE AND CLEAN NEIGHBORHOODS PROGRAM, TO BE USED IN SAFE (POLICE) PORTION OF PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$573,639.; SAFE AND CLEAN NEIGHBORHOODS PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$573,639., SAFE AND CLEAN NEIGHBORHOODS PROGRAM; FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING KATHERINE C. O'CONNELL, LONGTIME EMPLOYEE OF THE CITY OF NEWARK ON THE OCCASION OF HER IMPENDING RETIREMENT, AFTER 54 YEARS OF OUTSTANDING SERVICE TO THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

RESOLUTION DIRECTING THE CORPORATION COUNSEL OF THE CITY OF NEWARK TO REVIEW ALL TRANSCRIPTS FROM THE TRIAL OF STATE OF NEW JERSEY VS. KENNETH A. GIBSON, ET. AL., TO ASCERTAIN ANY POSSIBLE VIOLATIONS OF MUNICIPAL POLICIES AND PROCEDURES BY ANY CITY EMPLOYEES, AND TO SUBMIT A WRITTEN REPORT OF FINDINGS AND RECOMMENDATIONS TO THE MUNICIPAL COUNCIL BY FEBRUARY 28, 1983.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

No: President Grant.

7-R-bq.
(A.S.)

RESOLUTION DECLARING JANUARY 22, 1983, TO BE "UKRAINIAN-AMERICAN DAY" THROUGHOUT THE CITY OF NEWARK IN RECOGNITION OF THE 65TH ANNIVERSARY OF THE DECLARATION OF INDEPENDENCE BY THE UKRAINIAN NATIONAL REPUBLIC.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.
(A.S.)

RESOLUTION URGING THE NEWARK HOUSING AUTHORITY TO PROCEED EXPEDITIOUSLY WITH THE SITE ACQUISITION AND RELOCATION AND DEMOLITION FOR THE HAMPTON HILLS HOUSING DEVELOPMENT PROJECT COMMONLY KNOWN AS BLOCK 2777 AND 2784 IN THEIR ENTIRETY ON THE TAX MAPS OF THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

MOTIONS.

/ 7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE APPROPRIATE CITY AGENCIES CONDUCT A COMPREHENSIVE INSPECTION TO DETERMINE WHAT VIOLATIONS, IF ANY, EXIST AT THE CARDINAL BAR LOCATED AT 120 ELIZABETH AVENUE, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 7-M-b.

A MOTION DIRECTING THE CITY CLERK TO COORDINATE A MEETING WITH MESSRS. ALFRED FAIELLA, STANLEY SMITH AND SOL HENKIND TO DISCUSS THE POSSIBILITY OF CONSTRUCTING A SHOPPING MALL ON SOUTH BROAD STREET NEAR PENNINGTON STREET, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 7-M-c.

A MOTION URGING ENACTMENT OF ASSEMBLY BILL 2014 TO AMEND THE OPTIONAL MUNICIPAL CHARTER LAW, AND INTRODUCTION OF SIMILAR LEGISLATION IN THE NEW JERSEY SENATE, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 7-M-d.

A MOTION CRITICIZING WABC-TV FOR DEROGATORY REMARKS ABOUT NEW JERSEY ON ITS NEWS PROGRAMS, was made by Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 7-M-e.

A MOTION TO NOTIFY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION OF THE CITY OF NEWARK'S POSSIBLE INTEREST IN THE DEPARTMENT'S EXCESS LAND AT 341-345 WEST MARKET STREET (BLOCK 1891, LOT 56), was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 7-M-f.

A MOTION DIRECTING THE CITY CLERK TO INVITE DR. A. ZACHARY YAMBA, PRESIDENT OF ESSEX COUNTY COLLEGE TO MEET WITH THE GOVERNING BODY AT ITS SPECIAL CONFERENCE ON TUESDAY, FEBRUARY 8, 1983, AT 1:30 P.M., was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 7-M-g.

A MOTION DIRECTING THE CITY CLERK TO FORWARD TO ENGINEERING DIRECTOR ZACH A SMALL BOTTLE OF MURKY WATER TAKEN FROM THE KITCHEN TAP BY A RESIDENT OF 603 ELIZABETH AVENUE; FURTHER DIRECTING THE DIRECTOR OF ENGINEERING TO ARRANGE FOR A CHEMICAL ANALYSIS OF THE CONTENTS OF THIS BOTTLE AND REPORT THE RESULTS TO COUNCIL; FURTHER REQUESTING DIRECTOR OF ENGINEERING'S PROFESSIONAL OPINION OF THE POSSIBLE CAUSE OF THIS CONTAMINATION WITH PARTICULAR REFERENCE TO ANY PROBLEMS OR WORK ON THE WATER SUPPLY SYSTEM IN THE VICINITY OF 603 ELIZABETH AVENUE, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.Communications.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE CANCELLING TAXES AND PENALTIES FOR THE YEARS 1981 AND 1982 TO FATIMA COLUMBIAN CLUB, INC., ON THE PROPERTY LOCATED AT 846 NORTH 6TH STREET."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON CABINET STREET."

(Cabinet Street, North side, from Littleton Avenue to Bergen Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOMERSET STREET AS A ONE-WAY STREET."

(Somerset Street, Northbound, from Avon Avenue to Muhammad Ali Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FOURTH STREET AS A ONE-WAY STREET."

(Deleting Fourth Street, Southbound, from First Street to Central Avenue.

Adding Fourth Street, Southbound, from First Street to 7th Avenue,

West, from Route 280 Collector Road to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 7A, SECTIONS 7A:2-3(2) (A), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Subcode Fees for Fire and Smoke Alarms)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 3.2, CHAPTER 2, SECTIONS 2:33 ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(To change the title of the Civil Defense Council and the Director thereto)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR ASSIGNMENT CLERK, MUNICIPAL COURTS)"

(5% increase - Not covered by Civil Service Association Contract - Essex Council #1 - 1982 approved on October 6, 1982, 6-S & F-p)

(Assignment Clerk	1/1/83	\$19,087.48 - \$23,212.71
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(35 Hours)	1/1/84	20,041.85 - 24,373.34)
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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom the salary range for the year 1984 and directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY RANGES)"

(Current titles not included when prior raises were approved - 1982 approved December 8, 1982, 6-S & F-n - 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Senior Architect	1/1/83	\$26,858.62 - \$32,645.84
(35 Hours)	1/1/84	28,201.55 - 34,278.13

Supervising Engineer	1/1/83	29,611.13 - 35,992.54
(35 Hours)	1/1/84	31,091.68 - 37,792.16)

Supervising Principal	1/1/83	20,037.60 - 24,361.35
Engineering Draftsman (35 Hours)	1/1/84	21,039.48 - 25,579.41)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom the salary range for the year 1984 and directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.
 No: President Grant.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR PRINCIPAL TRANSPORTATION INSPECTOR, AND TO DELETE THE TITLE AND SALARY RANGE FOR INSPECTOR, TAXICABS)"

(Title change per Civil Service reclassification - no salary change)

(Principal Transportation

Inspector, Taxicab Division 1/1/83 \$13,823.53 - \$16,489.54

(35 Hours) 1/1/84 14,514.70 - 17,314.01)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom salary range for the year 1984 and directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CHAPLAIN, MUNICIPAL COURTS)

(New title - Not covered by Civil Service Association Contract - Essex Council #1)

(Chaplain, Municipal Courts

(15 Hours) 1/1/83 \$4,290.00 - \$5,218.20)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject the ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO ESTABLISH SHIFT DIFFERENTIAL/HAZARDOUS DUTY PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK FIRE DEPARTMENT. (AS PER ARBITRATION AWARD FOR THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION, LOCAL NO. 4)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

January 19, 1983

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'ORDINANCE TO ESTABLISH A LONGEVITY PAY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-h) ADOPTED NOVEMBER 3, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST AS PER ARBITRATION AWARD, LONGEVITY PAY FOR EMPLOYEES REPRESENTED BY THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION, LOCAL NO. 4)" (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT RECREATION CENTER DIRECTOR) "

(New Title - Not covered by Civil Service Association Contract - Essex Council #1)

(Assistant Recreation Center

Director (40 Hours)

1/1/83

\$16,360.59 - \$19,896.61)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Rice, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker.

Not Voting: Councilmen Branch, James, Villani, President Grant.

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 10, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 1, GENERAL PROVISIONS, OF TITLE 4, ALCOHOLIC BEVERAGES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED, TO ADD A SECTION 13)." (PROHIBITION CONCERNING COIN-OPERATED DEVICES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Carrino stated this is the substitute ordinance for the ordinance vetoed by the Mayor because of the problem we would have had if the liquor store was also a delicatessen. This ordinance prohibits machines from being in a retail liquor store.

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

PETITIONS.

None.

January 19, 1983

PENDING BUSINESS ON THE CALENDAR.9-a.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Management Planner (37½ Hours) 1/1/82 \$16,360.59 - \$19,896.61)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table October 26, 1982)
 (Ordinance returned to Administration November 23, 1982)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

9-b.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Senior Management Planner 1/1/82 \$18,940.00 - \$23,021.68)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table October 26, 1982)
 (Ordinance returned to Administration November 9, 1982)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilmen Payne, Rice.

9-c.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR PRINCIPAL MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Principal Management Planner
 (37½ Hours) 1/1/82 \$24,172.76 - \$29,386.07)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance returned to Administration November 23, 1982)

A motion to table the ordinance was made by Councilman Rice.

There was no second to the motion.

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Rice.

January 19, 1983

9-d.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT COMMUNICATION SPECIALIST IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Management Communication Specialist
 (35 Hours) 1/1/82 \$19,896.61 - \$24,172.76)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table November 9, 1982)
 (Ordinance returned to Administration November 23, 1982)

A motion to table the ordinance was made by Councilman Rice.

There was no second to the motion.

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.
 Not Voting: Councilmen Payne, Rice.

9-e.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Personnel Division
 Supervising Claims Examiner
 (35 Hours) 1/1/82 \$14,244.36 - \$17,312.84)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table October 26, 1982)
 (Ordinance returned to Administration November 9, 1982)

A motion to table the ordinance was made by Councilman Rice.

There was no second to the motion.

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.
 Not Voting: Councilmen Payne, Rice.

9-f.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE ANALYST, 35 HOURS, IN THE OFFICE OF THE MAYOR)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Mayor's Office)

Administrative Analyst

(35 Hours)

1/1/82 \$17,312.84 - \$21,044.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table November 9, 1982)

(Ordinance returned to Administration November 23, 1982)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

9-g.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED DECEMBER 8, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY RANGE FOR COURT ADMINISTRATOR)."

(Not covered by Civil Service Association Contract - Essex Council #1 title)

(15.5% increase in minimum and maximum salary)

(Municipal Courts)

Court Administrator

7/1/82 \$30,850.75 - \$37,425.42)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman James, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Payne, Tucker.

No: Councilmen Martinez, Rice, President Grant.

Not Voting: Councilmen Branch, Villani.

A motion to decrease the 15.5% salary increase to 5% and changing the effective date from July 1, 1972 to January 1, 1983, and directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-h.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED DECEMBER 15, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)."

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Personnel Division)

Secretarial Assistant (35 Hours) 1/1/82 \$12,777.66 - \$14,956.11)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 23, 1982)

A motion directing the City Clerk to place this ordinance on the February 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

January 19, 1983

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 28, 1982 to January 10, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Combined Societies of St. Patrick Pro-Cathedral	8706 (Amended)
Sherman Community Center	8820
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	8824

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Perpetual Help Nursery Parents Association	8818
St. Casimir's P.T.A.	8821
Black Youth Organization	8822
Ladies Auxiliary of Ironbound Lions	8823
Newark Central Lions Club	8825

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.


ADJOURNMENT.

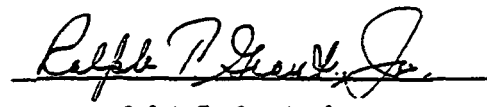
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The meeting adjourned at 12:40 A. M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Ralph T. Grant, Jr.
 President

Newark, New Jersey, February 2, 1983

969

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P.M.

The audience arose for the National Anthem.

The prayer was offered by Father Quall, Our Lady of Good Counsel Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Nicholas Della Valle, Sergeant-At-Arms, Mrs. Rosalind Bressler and Mr. Michael Dougherty, representing the Law Department.

(Councilman James arrived at 1:25 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on February 25, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law".

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF DECEMBER, 1982.

A motion to approve the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman James arrived at 1:25 P.M.)

4-b.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD DECEMBER 14, 1982.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD NOVEMBER 10, 1982.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Feb. 2, 1983

4-d.

The City Clerk presented QUARTERLY PROGRESS REPORT NO. 52, FOR PERIOD ENDING DECEMBER 31, 1982, SECONDARY FACILITIES - IN COMPLIANCE WITH CONSENT ORDER FILED SEPTEMBER 30, 1970, SUBMITTED BY CARMINE T. PERRAPATO, EXECUTIVE DIRECTOR, PASSAIC VALLEY SEWERAGE COMMISSIONERS.

A motion that the Report be received and placed on file was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-e.

The City Clerk presented REPORT OF TAX ABATED PROPERTIES, 4TH QUARTER, FOR PERIOD OCTOBER 1, 1982 THROUGH DECEMBER 31, 1982, SUBMITTED BY MR. OTTO ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD DECEMBER 16, 1982.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-g.

The City Clerk presented REPORT OF BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF JUNE 30, 1982, SUBMITTED BY MR. FLEMING JONES, FINANCE DIRECTOR.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD DECEMBER 16, 1982.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD DECEMBER 16, 1982.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by President Grant and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-j.

The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, FOR THE MONTHS OF MARCH, APRIL, MAY, JUNE, JULY, AUGUST, SEPTEMBER, OCTOBER, NOVEMBER AND DECEMBER, 1982.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-j at this time was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION RECOGNIZING AND COMMENDING ANTHONY AND MARIA CABELO FOR SAVING AND REBUILDING AN ABANDONED LANDMARK CHURCH STRUCTURE, AND TURNING IT INTO AN ATTRACTIVE ASSET FOR NEWARK'S EAST WARD.

Before reading the following resolution Councilman Martinez asked Mr. and Mrs. Cabelo to come up to the podium.

Councilman Martinez read the following resolution:

WHEREAS, the former Christ Episcopal Church at 76 Prospect Street, built in 1849-50 and considered an outstanding example of Gothic brownstone architecture, had been placed on the National Register of Historic Places but had ceased to function as a church in the early 1970's; and

WHEREAS, this venerable building had been abandoned, burned and vandalized until it was barely a shell, and had become a major eyesore and nuisance in the neighborhood, until its potential for rebirth was seen by Anthony Cabelo and his wife, Maria Cavadas Cabelo; and

WHEREAS, Anthony Cabelo, a native of Newark and a lawyer, and Maria Cabelo, a native of Portugal and a mortgage consultant, bought this unwanted derelict in 1978, and in three years completely rebuilt it into a modern and handsome three-story building known as the Chancery Professional Center, which houses the Cabelos' own suite of offices, an eye clinic relocated from downtown Newark, and a unique loft apartment; and

WHEREAS, the Cabelos have carried out this bold project on their own initiative, with much help from family and friends but no government assistance, and have freely invested their concern, their imagination and their funds in the resurrection of this once-doomed landmark, so that it now enhances the community, provides important services, and pays taxes to the City of Newark;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Anthony and Maria Cabelo for saving and rebuilding an abandoned landmark church structure, and turning it into an attractive asset for Newark's East Ward, and does hope their venture will prove a great success and an inspiration to others to save and adapt the many fine old buildings in our city.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Mr. and Mrs. Cabelo in warm appreciation of their creative enrichment of our City's physical and economic fabric.

February 2, 1983

Councilman Martinez presented Mr. and Mrs. Anthony Cabelo with a suitably inscribed resolution on behalf of the Members of the Newark Municipal Council. He mentioned the building was an abandoned church since the Year 1978. Over the years the building was burned, vandalized and almost destroyed. He praised the Cabelo's for their work in the rehabilitation of the structure. He added that the structure was converted into a professional building.

Mr. Cabelo extended his sincere gratitude to the Members of the Council for commending him with the resolution. He said the work that was entered into was one debt that gave them great satisfaction. He mentioned that property could be rehabilitated in the City of Newark if people took the time to revitalize it. He stated that no Federal funds were sought for the work they had done. The Council helped in their endeavor. He mentioned his father-in-law had done the building with his love and great skill of the craft. He said people should apply themselves to do more for the City so that a dream could be achieved of revitalizing the City.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

BOARD OF ADJUSTMENT - APPEAL.

4-A-1. The City Clerk read IN THE MATTER OF APPLICATION OF CELESTINO GARCIA, APPLICANT AND OWNER, UNDER CONTRACT, FOR VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK, TO PERMIT IN A 2ND INDUSTRIAL DISTRICT THE ESTABLISHMENT OF A JUNK YARD FOR THE DISMANTLING, STORAGE AND SALE OF USED AUTO PARTS ON PREMISES 145-161 PENNINGTON STREET.

The Board of Adjustment at its regular meeting November 9, 1982, approved the application by a vote of 7 Ayes and 2 Not Voting.

An appeal in the matter was filed in the Office of the City Clerk on November 10, 1982. The transcript in connection with this matter was received December 27, 1982 and each Member of the Council was furnished with a copy of the transcript.

On December 27, 1982, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting January 5, 1983 at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark,

On December 30, 1982, the City Clerk notified the applicant and the appellant and objectors that the appeal scheduled for January 5, 1983 at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark, had been rescheduled to Wednesday, February 2, 1983, at 1:00 P.M., as the minimum 10 day notice required under N.J.S.A. 40:55D-17 was not given, pursuant to a memorandum received from the Law Department.

By direction of the Municipal Council on January 5, 1983, the City Clerk notified the applicant and the appellant and the objectors that the appeal in this matter had been changed to January 19, 1983, at 8:00 P.M., in the Council Chamber, City Hall, Newark.

By direction of the Municipal Council on January 19, 1983, on January 21, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting February 2, 1983, at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

This is the time and place for the appeal to commence.

February 2, 1983

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President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment granting a variance to Celestino Garcia, Applicant and owner, under contract, for variance to the Zoning Ordinance of the City of Newark, to permit in a 2nd industrial district the establishment of a junk yard for the dismantling, storage and sale of used auto parts on premises 145-161 Pennington Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of an appellant or appellants who are not represented by an attorney, that means that they may state the reasons for their objections to the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

Councilman Tucker said the stipulation that the City Clerk read into the record did not include the postponement letter of the (sic) January 19, 1983 (January 18, 1983). The letter of January 7, 1983 that the Council was in receipt of should also be included indicating Mr. Garcia would not be available for the January 19, 1983 meeting. He said there was also another (January 18, 1983) which followed up the letter to the Council from the applicant indicating that if in effect the Council was not in deliberation or in a position to make a determination at that particular time then maybe the applicant would consider the possibility of waiving. He stated that all of that information should be included in the record and not just a portion of it. He stressed the importance of it. This meant the Council made an attempt to call the meeting earlier and at the request of the applicant it was postponed until this date. This should be stipulated into the record. Based on current Land Use Law, if Council did not make a decision on the matter at this time then the variance would automatically be approved.

President Grant directed the City Clerk to include Councilman Tucker's stipulation into the record.

City Clerk D'Ascensio stated that the minutes of the meeting of January 19, 1983 indicated the letter was received and part of the record.

The following are copies of the letters and a memorandum related to the above discussion:

DONALD M. KARP
COUNSELLOR AT LAW
THE BROAD NATIONAL BANK BLDG.
905 BROAD STREET
NEWARK, N. J. 07102
(201) 643-1600

JOHN A. CANNITO

January 7, 1983

CITY CLERK'S OFFICE
NEWARK, N.J.
1983 JAN 10 AM 11:03

Frank D'Ascensio, Clerk
City of Newark
920 Broad Street
Newark, New Jersey 07102

Re: Appeal from Board of Adjustment
145-161 Pennington Street

Dear Mr. D'Ascensio:

Please be advised that I represent Mr. Celestino Garcia the applicant in the above captioned matter.

February 2, 1983

I am informed that the applicant is presently in Florida. He has been notified by certified mail that the hearing is scheduled for February 2, 1983 at 1:00 p.m. and he will be prepared to proceed at that time.

Furthermore, if after hearing testimony the City Counsel wishes to defer their decision, my client will have the 95 day jurisdictional limit until the subsequent meeting.

Thank you for your attention to the above.

Very truly yours,

Donald M. Karp

DMK/gd
C.M.R.R.R.
cc: Mr. Celestano Garcia

DONALD M KARP
COUNSELLOR AT LAW
THE BROAD NATIONAL BANK BLDG
905 BROAD STREET
NEWARK, N. J. 07102
(201) 643-1800

DONALD M. KARP
MEMBER OF N. J. AND N. Y. BAR
JOHN A. CANNITO

January 18, 1983

Frank D'Ascensio, Clerk
City of Newark
920 Broad Street
Newark, New Jersey 07102

Re: Appeal from Board of Adjustment
148-161 Pennington Street

Dear Mr. D'Ascensio:

I am writing to request a postponement of the hearing in the above matter which is scheduled for January 19, 1983.

It is our understanding that the applicant is still in Florida; and, therefore, we would respectfully request that the hearing be adjourned to the originally scheduled date of February 2, 1983 at 1:00 p.m.

Further, if after hearing testimony the City Council wishes to defer their decision, my client will waive the 93 day jurisdictional limit until the subsequent meeting of the Council.

RECEIVED
CITY OF NEWARK
JAN 19 1983
2:43

February 2, 1983

975

We greatly appreciate your courtesy in this matter;
and we would appreciate your advising as to the Council's
decision with respect to this request.

Very truly yours,

Donald M. Karp

DMK/gd
HAND CARRIED
cc: Mr. Garcia

Newark

Kenneth A. Gibson
Mayor

Department of Law

320 Broad Street
Newark, New Jersey 07102
201 733-3880

John J. Teare
Corporation Counsel

January 5, 1983

M E M O R A N D U M


TO: Frank D'Ascensio
City Clerk

FROM: Rosalind L. Bressler
Assistant Corporation Counsel

RE: Appeal of variance granted to permit
establishment of a junk yard on pre-
mises 145-161 Pennington Street

CITY CLERK'S OFFICE
NEWARK, N.J.
1983 JAN -5 AM 10:27

This will confirm our recent conversation in which I advised
you to postpone the hearing before the Municipal Council in
the above matter, which had been scheduled for January 5,
1982, as the minimum 10 day notice required under N.J.S.A.
40:55D-17 was not given.


ROSALIND L. BRESSLER
Assistant Corporation Counsel

RLB/bj1

February 2, 1983

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Councilman Martinez asked Assistant Corporation Counsel Rosalind Bressler to come up to the podium to establish the ground rules.

Assistant Corporation Counsel Bressler said she would address the letter first, a letter from Mr. Donald Karp representing Mr. Garcia which indicated Mr. Garcia requested that the hearing in this matter be postponed until February 2, 1983, and after the hearing if the Council was not ready to make a determination on the matter that Mr. Garcia would waive the 95 day limitation placed on the Council. The 95 day limit within which it must make a decision on the matter. Mrs. Bressler added she read that to mean that after the hearing if no determination was made Mr. Garcia would waive his 95 day limitation so that the Council would be able to render a decision and if not then at the next Council meeting of February 16, 1983.

Councilman Tucker said his only concern was the record of the January 19, 1983 meeting which another representative from the Law Department gave a different opinion than the one previously given. The question was whether or not the applicant would waive.

Assistant Corporation Counsel Bressler said the letter indicated that Mr. Garcia would waive if the decision was not made on February 2, 1983. She said the applicant was present and he may choose to withdraw his decision.

Councilman Martinez wanted Mrs. Bressler to go on further to establish the ground rules for the appeal procedure.

Assistant Corporation Counsel Bressler explained that the parties to the appeal may argue orally, submit oral or written arguments on the matter. The parties to the appeal are the appellants on the one hand whom I believe is Mrs. Ella James. She may argue herself or have a representative, such as a lawyer argue on her behalf. The other party to the appeal is the applicant, Mr. Garcia. He may argue himself or he may have an attorney represent him. She believed there was some discretion within the Council in the event Mr. Garcia was not represented by an attorney. She understood his command of English was not very good. She believed there would be a discretion within the Council to permit another person to argue on his behalf as long as there was one person representing the applicant and one person representing the appellant. The purpose of the hearing at this time was not to hear new testimony. It was not a public hearing. In effect, the Council was sitting here as an appellant court and as an appellant court they were there to listen to one side and the other side and a person representing the applicant may argue on the one hand and a person representing the appellant may argue on the other hand.

President Grant wanted to know what validation was needed for the Governing Body legally that would give them the right to hear an individual who represented themselves as arguing for the applicant in their absence.

Assistant Corporation Counsel Bressler said she didn't believe she said "in their absence," she said the Council may exercise their discretion to hear a person representing the applicant even if the applicant was present.

Councilman Carrino wanted to know if the applicant was present.

President Grant asked if Mr. Celestino Garcia was present. (He ascertained that Mr. Garcia was present)

Councilman Tucker brought the January 5, 1983 minutes of the regular Council meeting to the attention of the Council. He said based on the existing Land Use Law, Mrs. Bressler had indicated that the testimony people put forth to the Council dealing with an appeal that their testimony could only be related directly to the transcripts which were submitted to the Council. He asked the Assistant Corporation Counsel to read the underlined portions of the representation made by Mr. Louis Turco at the January 5th meeting and let him know whether or not the statements made were directly related to the transcript.

Assistant Corporation Counsel Bressler said the underlined portions were a part of a larger paragraph related to the question of whether or not Mr. Garcia would waive the 95 day limit. That whole paragraph and that whole area of conversation on Mr. Turco's part was not part of the transcript because it dealt with a procedural matter before the Council. As far as she saw the procedure could have not been before the Board of Adjustment. Therefore, the entire statement that Mr. Turco dealt with was the procedural question of waiving the 95 day limit and the entire statement of Mr. Turco had nothing to do with what was part of the transcript, but it also had nothing to do with the merit of the appeal. When one talks about the merit of the appeal the reasons to support granting or denying it those reasons could only be reasons which were testified to and stated in the record. The record in that matter consisted of the transcript, the board resolution, photographs which were introduced as evidence, photographs of the area, a block plan and diagram showing the uses of the area within 200 feet.

Councilman Tucker wanted to know if it was possible for the City Clerk to read the underlined portions so everyone could be knowledgeable. He said he appreciated the opinion of Mrs. Bressler but laymen's language speaks for itself. He said that was a copy of the January 5, 1983 meeting. On the third page there were certain portions which were underlined.

President Grant directed the City Clerk to read the underlined portions which Councilman Tucker had requested.

City Clerk D'Ascensio indicated the first sentence which was underlined read as follows: "The second part he wants to state is that he thinks there is an attempt by some people to try to make this a political controversy." The second underlined sentence read as follows: "He thinks this Council should go beyond the point where they look to create controversy. He thinks we have to understand that an appeal of a zoning." City Clerk D'Ascensio said the underlining stopped at that point.

Councilman Tucker said they were the only portions. There were other comments by Council persons. He stated that it was alright with him if the other portions were also read into the record.

President Grant indicated it was time to hear from the appellant and the applicant.

MS. ELLA JAMES, 108 PENNINGTON STREET, NEWARK, NEW JERSEY: (Appellant)
She said she was very sorry that she was back to the Council with the same problem as she was previously. She stated she was before the Council on account of a junk yard which was going to be placed in her neighborhood. At a 1978 meeting legislation was passed that there would be no more junk yards in her neighborhood. She said people made applications for variances but they were denied because of that legislation. The people have come to a point where they feel that the Board of Adjustment did not, at their meeting, grant them the sensitivity of their request. That was why they were there at that time. She mentioned when the people went before the Board of Adjustment there were 19 objectors present and only 3 were allowed to speak. If there was more time the objectors would have come to a better understanding about that question. She felt that now that the Board of Adjustment has granted the zoning variance there was no valid zoning reason given, either to the Board of Adjustment or in the transcript for the change of use of that property.

President Grant interjected by saying that in light of information of statements which were given earlier, sometimes it was difficult to focus in on just what one wants to say. That meant that only information could be heard on what was previously presented to the Board of Adjustment.

Ms. James continued to update on what they have been going through. On the 6th of January the meeting was postponed. They said the time element was wrong. On the 19th of January the objectors were told to appear, it was again postponed. She said the people feel this was a place of politics. She mentioned she had asked for the meeting to be held in the evening so that the objectors could be present. They were not present because of the fact that they were working. She asked the Council to realize they were dealing with human lives. They were not clones. They were dealing with 271 names, which were on a petition and which the Council was in receipt of, out of the 271 names, 115 people were from Pennington Court.

President Grant again stated that Ms. James' remarks had to be in her best interest. He said the Council read the transcript and that they were familiar with it. That particular appeal was to amplify her reasons for objecting to the proposed site. He asked Ms. James to confine her remarks to that. The only information which could be heard was the information which was heard before the Board of Adjustment.

Ms. James went on to say there were 2 junk yards next to her and there were all kinds of promises given to her that they would only be dismantling cars and selling them. They were only there 2 days before they were dismantling and junking cars, selling parts and debris were all over the sidewalk. There were fires in the yard. There was vandalism and people were jumping fences to get into the junk yard to steal. She said the people finally had to go to court to have them removed. She said the same condition was present in both of the lots in question. She said the people were in a 3rd residential section. She wanted to know why that issue was such a "political plum?" Why should people have something they do not want. She said if the transcript was read then it would be noted that Mr. Garcia wanted to dismantle cars, use torches and store junk, which creates rats and filth, oil running all around the streets. She said those people already had experienced that sort of thing, they knew what they were up against. She added that Mr. Turco had brought pictures in of the location but he didn't say he got the building from the City and that he did not erect a fence. He took pictures of lots that were adjoining his 2 lots. The question was a junk yard on his property. She said the people have been trying to get those 2 lots cleaned up. In the meantime, the people were open to all sorts of obscenities. If the fences were put up there would be no junk that Mr. Turco had taken pictures of which he used as evidence. She said the people were asking the Council not to open a "Pandora's Box." Once again she said there was no valid reason for the change of use on that property. She asked the Council to please consider their petition.

Councilman Carrino wanted clarification on whether or not the application was for a 3rd residential district or a 2nd industrial district.

City Clerk D'Ascensio indicated the application read for permission of a 2nd industrial district.

Councilman Carrino wanted to know why testimony was given that Ms. James lived in a 3rd residential district.

Ms. James cited she lived in a 3rd residential district. The district stopped at Hermon Street. Diagonally from her was where the junk yard was.

Councilman Carrino was relieved that there was no conflict.

President Grant stated that the Council should not question either the appellant or the applicant to where they would suggest further leading away from what they were focusing in on.

Councilman Carrino said his only effort was to find out if there was a conflict of the written report and what was previously stated.

Councilman Tucker wanted to know who had made the decision not to allow all of the objectors to speak at the hearing.

Ms. James replied she did not know the name of the person who presided at the hearing. She said he was a young man.

Councilman Tucker declared that in the transcript a reason was not given for not allowing the objectors to speak. He asked Ms. James if she was given a reason.

Ms. James said that the man told her that only 3 people would be allowed to speak on the objection.

Councilman Tucker again asked Ms. James if she was given a reason as to why he had made that decision.

Ms. James replied she did not remember. She hoped that Mr. Garcia would be allowed to state his reasons of intention for the use of that junk yard.

President Grant asked the applicant if he wished to be heard.

MR. CELESTINO GARCIA, 697 McCARTER HIGHWAY, NEWARK, NEW JERSEY: (Applicant)
He asked the Council if Mr. Louis Turco, the property owner, could speak on behalf of his application.

President Grant asked Assistant Corporation Counsel Bressler if she would indicate the validity of that request.

Assistant Corporation Counsel Bressler said in her opinion it was at the discretion of the Council to determine whether or not to grant Mr. Garcia's request.

President Grant said relative to the request of Mr. Garcia he wanted to know if there was a motion and a second for a roll call to grant Mr. Turco to speak on behalf of Mr. Garcia.

Councilman Carrino indicated he would move it.

Councilwoman Villani indicated she would second it.

A motion to allow Mr. Louis Turco to speak on behalf of Mr. Celestino Garcia was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Martinez wanted to know if there was any reason why those objectors were not allowed to speak at that hearing. He wanted this clarified.

Assistant Corporation Counsel Bressler believed that it was a rule made by the Board of Adjustment which limits the testimony to 3 objectors. In her opinion that rule was not valid. If people within 200 feet received notice of a meeting then it would be obvious that the intent of the personal notice would be to permit those people an opportunity to come to the Board of Adjustment and state their piece. If someone came down to the meeting pursuant to the notice and denied an opportunity to speak then it would be, in her opinion, a faulty procedure on the Board's part.

Councilman Martinez wanted this opinion related in writing to the Governing Body.

Assistant Corporation Counsel Bressler said she would be glad to do so.

MR. LOUIS M. TURCO, 237 ADAMS STREET, NEWARK, NEW JERSEY: Mr. Turco stated he was the owner of the premises at 145-161 Pennington Street and that he was appearing on behalf of the applicant, Mr. Celestino Garcia. He said this was an appeal to the Governing Body from a unanimous decision made by the Board of Adjustment which allowed the applicant in a 2nd industrial district to dismantle and store used auto parts for his personal use. He added that the Board of Adjustment after an inspection of the premises, after listening to the testimony given, after reviewing the evidence and photographs which were submitted determined by a 7 to 0 vote that "The proposed use would serve to better the neighborhood by reversing the trend of garbage thrown lots." He added that the Board of Adjustment imposed the following conditions: 1) Premises to be kept clean at all times; 2) No dismantled auto parts are to be placed outside the property; 3) Sidewalks are to be kept clear of vehicles; 4) An 8 foot high non see-through fence is to be erected; 5) Hours of operation to be 8:00 A.M. to 5:00 P.M. on Mondays through Fridays and 8:00 A.M. to 12:00 Noon on Saturdays; 6) There is to be no sale of parts to the public. He said that Council affirmation or reversal of the decision made by the Board of Adjustment must be made solely on the information which was presented to the Board, namely, a transcript comprising of 40 pages in length and the various documents and photos which were also submitted. New testimony could not be presented or considered. Therefore, he wanted to highlight some of the testimony which was already presented. He said he has owned the premises in question for several years. Taxes had been unpaid. On December 31, 1980, he said he borrowed the sum of \$52,500. and wrote a check to the City in that amount to bring the taxes current. These documents were introduced as evidence. He added that he hired counsel and a developer to attempt to bring housing to the area. He also engaged an architectural firm who surveyed the property at a cost of \$7,800. He proposed to build a three-story garden apartment at that site. He said an application was then made to the New Jersey Housing Finance Agency for subsidized housing. An inspection of that site resulted in a disapproval by that agency citing that area deteriorated

and unsuitable. He noted on October 23, 1981, he was notified by Mr. Alvin Zach, Director of the Department of Engineering, that the structures across the street from that site in question had been vandalized and required demolition. On October 30, 1981, one week later, he wrote a letter to the City consenting to the demolition and he agreed to pay the City the cost of same. Bids were obtained and a demolition contract was awarded to Urban Demolition Company for \$49,000. He said that 2 years had expired with another 2 years of taxes which were due, thus, it could easily be determined that his desire to bring housing into the area had resulted in a considerable expenditure on his part with no income derived whatsoever. He noted he had proposed a sale of a portion of his property to Mr. Garcia, who has been a businessman in that area for many years. He sought to use that piece to dismantle and store auto parts to be used in conjunction with the G & M Auto Body Shop and Marino Auto Sale, since he owned both companies.

He said Mr. Garcia would clean up that lot and had already expended \$900. in the cleaning up of that lot. He also proposes an 8 foot non see-through fence around it and would further establish an office within it for his use. This usage would not be a detriment to the neighborhood. It would enhance it. He said this was an opinion not only shared by him but by an adjacent property owner, Frank Somodi, whose family had been living there for 39 years. He said Mr. Somodi had appeared before the Board of Adjustment and spoke in favor of the application. He indicated that Mr. Somodi said "I can't see where it would bother the community at all." At the Board of Adjustment hearing, at the close of testimony and after the documents had been inspected and exhibits were submitted, Commissioner Leonardis stated "I saw the photographs which depict the way the property looks right now. It is my honest feeling that no matter what use they put it to it has to be an improvement." Commissioner Stoia stated "Today I rode past that area. It would be my opinion this would enhance the neighborhood." Commissioner Benitez stated "I believe that it is going to be better than it is now." Commissioner Smith stated "I would like to agree with everyone in reference to cleaning up the area. In looking at the pictures, if Mr. Garcia could clean up the area and put a fence up then I am for it." He said a motion for an approval was then made and it was approved unanimously with the 6 conditions previously stated. He asked the Members of the Council to affirm the unanimous decision of the Board of Adjustment. He said this was not a matter to be decided by a show of hands for or against from the audience, that method would reduce the Municipal Council to a role of poll takers and not as the Governing Body of the City seeking to make the right decision. By ordinance of the Municipal Council approved on January 19, 1977, the Board of Adjustment was given the power to grant variances upon an affirmative vote with at least two-thirds of the full authorized membership of that board, which would be 5 members. He said that board voted unanimously on that application. Now there was an appeal for that decision to the Governing Body by an individual, although well meaning, who did not live within the 200 feet of that proposed site and that was why she was in a different residential zone, and was not paid the statutory cost of appeal which heretofore required that all appellants who did not live within the 200 feet, the State Statute governing that appeal was New Jersey Statutes Annotated 40:55D-17, which allowed any interested parties to appeal any final decision of the Board of Adjustment to the Governing Body. He said that case held "Such appeals should be decided by the Governing Body only upon the record established for the Planning Board or the Board of Adjustment."

President Grant cautioned Mr. Turco that any additional information was not being considered. The information which was presented to the Board of Adjustment was the argument that the Governing Body was prepared to hear. He asked Mr. Turco to make his concluding statement.

Assistant Corporation Counsel Bressler stated that a party arguing or a representative could bring in legal argument or references to cases under statutory law. He may not bring in new factual matter but legal arguments are not only permitted but it was one of the purposes for the argument before the Council.

Councilman Rice indicated he was confused with the language. He said he thought he understood Mr. Garcia saying that he wanted Mr. Turco to speak on his behalf. He believed that Mr. Turco was speaking on things that he attempted to do. He wanted it clarified.

President Grant said the transcript should be re-examined. The information given did bear testimony by Mr. Turco relative to the matter.

Councilman Rice said he did not understand the relationship of the conversation. He asked Mr. Turco if he was speaking for himself or for Mr. Garcia.

Mr. Turco replied that he was speaking on behalf of the applicant, Mr. Garcia. The information given to the Board was material for showing the extent that he and others had made in an attempt to bring more suitable use to the area in question.

Councilman Rice noted he did not hear anything in the conversation of what Mr. Garcia wanted to do.

Mr. Turco explained that in order to obtain a variance below before the Board of Adjustment various reasons have to be shown why the variance should be granted. He said they have attempted to show reasons by the testimony which was previously read. Time, effort and money have been spent to bring housing in.

Councilman Rice said he understood. He just wanted to get it clear in his mind.

Mr. Turco continued to cite case citations. He went on to say that such appeals should be decided by the Governing Body only upon the record established for the Planning Board or the Board of Adjustment. He quoted that case as Esham Township Zoning Board of Adjustment vs. Esham Town Council. He added that on an appeal the Appellant Court could modify the decision. He said it upheld the quote in which he just quoted but it stated that the Council did have the authority to base their decision on the record below and also have the authority to reverse or approve as long as the decision was reasonable and not arbitrary. Therefore, the Governing Body did not have to demonstrate a clear abuse of discretion as perhaps he had indicated previously in his presentation. He said he was modifying his presentation to note that accordingly. He apologized to the Governing Body for any misinformation which could have been given. He indicated that he was asking the Council to affirm the decision made by the Board of Adjustment. He brought out the fact that at the hearing no more than 3 speakers approached and asked to be heard. The policy which was not established by his particular case was one where every speaker was redundant and even though every speaker was asked and forewarned not to add.

Councilman Tucker pointed out that Mr. Turco could not speak for the Board of Adjustment.

President Grant told Mr. Turco that he could cite legal cases if he would confine his statements to that area.

Mr. Turco said he wanted to close his presentation by stating that no objector had more concern than himself to preserve and improve the neighborhood. He said he had been active in the public service of the community for over 30 years. He added that no objector had a greater interest than himself in seeing that the restrictions posed by the Board of Adjustment would be adhered to. He is the owner of a much larger tract and if the premises were not kept clean, he would be the first person to object. He assured the Body, not only as a former colleague, but as an interested citizen, that there would never be any cause to regret having affirmed the Board's decision. He thanked the Council for their attention.

Councilman Tucker said it was important to receive legal clarification from the Law Department. He asked Assistant Corporation Counsel Bressler to clarify the Land Use Law. He thought the Board was required to at least state in any variance that they approved that there was a special reason for the granting of the variance. His concern was not the representation made by the appellant or the applicant but based on the transcript and in the resolution from the Board of Adjustment he did not see a special reason. He asked Mrs. Bressler if she identified a special reason that documented that the special reason had been given by the Board of Adjustment.

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Assistant Corporation Counsel Bressler asserted that nowhere in the transcript did it state that the Board found any particular special reason. However, this was a matter of discretion. She added that it could be argued that the area was so horrendous and deteriorated that the property owner was not able to use the property for the normal permitted uses. If that were the case one might be able to argue that it would constitute a special reason. She said the Council did not have to be bound by whether or not the Board found a special reason. After reviewing the transcript and other items could determine, on their own, that a special reason did exist or that a special reason did not exist. Or the Council could remand it back to the Board of Adjustment for additional testimony on the question whether special reasons exist. Those were the options the Council had.

Councilman Tucker said he was basically dealing with the actions taken by the Board of Adjustment. His concern was that the Board of Adjustment in their resolution and transcript did not give a special reason which was required by law. He stated if the Council wanted to give their special reason then he would be glad to listen. It was important to know that the transcript did not indicate a special reason for granting the variance. He said that should not be something to relate to.

Councilman Martinez mentioned that at the last meeting the residents were present. He said that Ms. James and the other residents indicated they would like to be present at another night meeting. Some people want to vote for it now and get it over with. His feeling was that if the waiver was part of the transcript and it could be conducted at a night meeting then he had no problem with it.

Assistant Corporation Counsel Bressler said she was not sure just what the question was that Councilman Martinez was proposing.

Councilman Martinez stated the residents that were present previously were concerned residents. He noted there was a letter read and Councilman Tucker indicated at that meeting that he thought, in his opinion, that that letter did not waive the 95 days. He told Mrs. Bressler that she said that it did waive the 95 days and after hearing testimony then the waiver could be gone along with.

Assistant Corporation Counsel Bressler stated in her opinion the letter provided that after hearing testimony and the Council did not wish to make a decision and defer it until the next meeting of the Council which would be February 16, 1983, then the applicant, Mr. Garcia, would waive the 95 day time limitation. If there was any question about that matter since Mr. Garcia was present she believed the questions should be presented to him. She said that would be the safest way to deal with it. If the 95 day limit was not waived then the Council must make the decision or the decision of the Board of Adjustment would stand.

Councilman Tucker said the applicant was present.

Councilman Carrino questioned Mrs. Bressler about the testimony of the transcript. He said if that was the only thing that could be heard and the only people who could speak were the applicant and the appellant then what was the need for two more weeks. What new evidence could be brought up.

Assistant Corporation Counsel Bressler said the purpose of deferring it would not be to continue the hearing because at the moment the hearing was complete. She believed a motion would be in order to close the hearing. The purpose of deferring the decision would be to give the individual Members of the Council additional time to again review the record to consider the arguments and presentations of the parties.

Councilman Carrino questioned if it was deferred until two weeks and the objectors came by busloads then no one could be heard and nothing new could be brought up. He asked if he were correct.

Assistant Corporation Counsel Bressler replied in the affirmative.

Councilman Martinez stated this was a community thing. There were two sides of the community arguing. He said he had his opinion which was based on the transcript. He did not want the Council Members to be put into a position of a political argument. He wanted another opinion in which he could give to the objectors. He asked Mrs. Bressler if everyone abstained in the voting of this what would happen then.

Assistant Corporation Counsel Bressler said if all of the Members of the Council abstained from voting on the matter then the decision of the Board of Adjustment granting the variance would stand. The Council could take action only by a majority of the total number of their members. The Council could act by affirming, reversing, remanding or modifying.

Councilman Martinez said he was going to ask an unusual request by asking Ms. James to come up to the podium by asking her that if in 2 weeks would that be enough time to resolve the matter, whether it be by a mutual agreement. He wanted to know if she were prepared for the decision at that time or if she wanted to come back in 2 weeks. But she would have to recognize the fact that not one individual would be allowed to testify. He explained to her that the Council could go 2 things, they could vote either up or down, they could abstain which would be a direct result of affirming the Board's decision or the hearing could be closed and deferred until 2 weeks. That meant it would come on the Council agenda as it did previous times but no one would be able to speak. It would strictly be a vote.

Ms. James felt it was being made into a political football. She said Mr. Garcia still has not been able to tell anyone what he intended to use the yard for. When he was at the Board of Adjustment hearing he had told them what his intended use was that was why we decided we did not want it to be there. She told the Council that they would not put a junk yard in their neighborhood. She expected the Council to be human because the people were the core of the Council. The people down there have built up that neighborhood and it is supposed to be by the people. The people down there have paid their taxes and they are respectable citizens. She wanted to know why the Council couldn't be for the people.

Councilman Carrino asked Mrs. Bressler if there was anything that Mr. Turco said as far as the use was concerned different than the transcript that Mr. Garcia said he was going to use it for.

Assistant Corporation Counsel Bressler explained that the application stated it was for the establishment of a junk yard for the dismantling, storage and sale of used auto parts. As the hearing progressed, Mr. Garcia testified that he was not going to selling the parts to the public and that he would only be selling them for other aspects to his business. She said that was added as a condition of the Board of Adjustment when they granted the variance. One of the conditions was that there would be no sale of parts to the public. She indicated that testimony before the Board of Adjustment stated that there would be dismantling of auto wrecks and then be stored on racks. There were additional conditions which were established by the Board of Adjustment as to the hours of operation, the fact that the fence would be a non see-through fence surrounding the property, sidewalks were to be kept clear of vehicles and that the premises were to be kept clean at all times.

Councilman Carrino said his main concern was that one of the conditions was that there would be no public sale of auto parts. Correct? He added what Mr. Turco had stated was true as far as that was concerned.

Assistant Corporation Counsel Bressler stressed that now it was before the Council the conditions that the Board placed had no meaning. It depended on what conditions the Council placed if the variance was granted. She told Councilman Carrino he was correct by saying that the testimony before the Board there was representation by either Mr. Garcia or Mr. Turco, who was also a witness, representation that there would not be selling to the public. This would be a reasonable condition for the Council.

Councilman Carrino said it was his belief that if it was voted on in the affirmative then the conditions would have to be respecified.

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Assistant Corporation Counsel Bressler told Councilman Carrino he was correct. They may add additional conditions or they may choose to enclose only some of the conditions.

Mr. Turco felt that since the testimony had already been concluded he took it that the remarks made by Ms. James were not evidential or in the record. He said she was given leeway in terms of what to say.

President Grant indicated Ms. James had responded to questions proposed by Councilman Martinez which had no bearing.

Mr. Turco stated he was the proprietor of Miceli Auto Body on Malvern Street in Newark. This was in a 2nd residential area. He added that part of the auto body business was to dismantle cars and store parts for future use. The work that was done was done in an open yard. He said there had never been one objection concerning the operation of that type of business. He said it was a clean operation. He was asking the Governing Body to stand up and be counted, either for or against. If the Body wanted to knock it down then knock it down. He said it was wrong to create a packed audience who would yell and scream when the Body could not even listen to them. That would be a disservice. He did not think it would be fair to adjourn it for another 2 weeks when this had been around since November. He wanted the Council to vote either yes or no.

President Grant told Mr. Turco that any group of people had the right to present their petitions to the Council. He said he respected persons who submitted petitions. He said he was governed by his own conscience.

Councilman Rice said he did not need to look at petitions. He has observed the area, he worked in that area as a police officer for 6 years. He disagreed with Mr. Turco. He said everytime the Council allowed people to sell them the argument that they were doing something good they get sucked in. A junk yard is no good for the future of the people. He told Mr. Turco to put the junk yard on Avenue L.

President Grant asked Councilman Rice if that was a question or a statement.

Councilman Rice replied it was a statement.

A motion to close the hearing and defer action on this matter until February 16, 1983 was made by President Grant, seconded by Councilman James.

Councilman Tucker thought it was important for the applicant to indicate whether or not he was waiving. If he was not waiving then a deferral in effect was an approval.

President Grant said the letter did include a waiver statement.

Assistant Corporation Counsel Bressler stated the letter did include a waiver statement. However, since there was some question about it she suggested to ask Mr. Garcia whether he was continuing the waiver or whether he was withdrawing.

President Grant asked Mr. Garcia to come up to the microphone.

Councilman Tucker only wanted to reaffirm the legal opinion made by Mrs. Bressler. He asked Mr. Garcia if he was requesting a waiver for the 95 day approval that was embodied with the New Jersey State Statute.

Mr. Garcia indicated that if no more testimony could be heard then yes.

President Grant noted to let the record show that Mr. Garcia waives.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant told Mr. Garcia that in two weeks there would be a final decision by the Governing Body.

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A motion to consider Resolution 7-R-i at this time was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker asked President Grant if he would direct the Corporation Counsel to give the Members of the Council a legal opinion on two items: 1) The action taken on behalf of the Board of Adjustment on preventing people from speaking and would it in effect prevent the application in any way from violating the process of the statute and 2) To do a legal analysis of the transcript and the resolutions to pinpoint whether or not, in writing, that the Board of Adjustment gave a special reason for granting the variance. He wanted that information prior to the next Council meeting.

President Grant asked Mrs. Bressler to address herself to that in writing and make it available to the Council.

7-R-i.

RESOLUTION RECOGNIZING AND COMMENDING DR. CHRISTINE E. HAYCOCK, DISTINGUISHED NEWARK SURGEON, FOR HER CONTRIBUTIONS TO HEALTH CARE IN NEWARK AND TO THE ADVANCEMENT OF WOMEN IN THE MEDICAL PROFESSION.

Councilwoman Villani read the following resolution:

WHEREAS, Doctor Christine E. Haycock, M.D., first came to Newark in 1954, established a private surgical practice here in 1959, and joined the faculty of the University of Medicine and Dentistry of New Jersey in 1968, and has won widespread respect and acclaim as a pioneer for women seeking their rightful place in the world of medicine; and

WHEREAS, Doctor Haycock in 1952 became the first woman intern in the United States Army, and presently holds the rank of colonel in the Army Medical Corps Reserve, and she has received the Army's highest award for professional excellence, and she has served also as director of emergency services at Martland Medical Center in Newark; and

WHEREAS, Doctor Haycock is immediate past president of the American Women's Medical Association and received its "Woman of the Year" award in New Jersey, and she is a leading authority on trauma and sports medicine and has written three books, lectured throughout the country on fitness for female athletes, and has arranged local radio programs on health care; and

WHEREAS, Doctor Haycock is a longtime resident of Newark, the wife of the renowned author, Sam Moskowitz, and an active participant in numerous professional and civic groups, and has avidly pursued a variety of interests, including sports, photography, amateur radio, and the training of show dogs;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Dr. Christine E. Haycock, distinguished Newark surgeon, for her contributions to health care in Newark and to the advancement of women in the medical profession, and does wish her many more years of productive practice in the healing arts and in education.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Doctor Haycock in warm appreciation of the distinction she has brought to women in medicine, and to the City of Newark.

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Councilwoman Villani said there was a woman present there who was a Newark surgeon and who had been a pioneer in the field of medicine. She mentioned that Dr. Christine Haycock had graduated from medical school in 1952 when women physicians were very rare.

Dr. Haycock thanked the Members of the Council. She apologized for being late. She said she enjoyed listening to the Members of the Council and found it very interesting and an exercise in democracy.

President Grant told Dr. Haycock what she had witnessed was when the atrial ventricular orifice contracts and forces the blood to the bicuspid valve.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-A-2.

The City Clerk read IN THE MATTER OF APPLICATION OF RENE HERNANDEZ, APPLICANT (DIAGO PILAR SANCHEZ, OWNER); TO PERMIT IN A 2ND BUSINESS DISTRICT THE MANUFACTURING OF CLOTHING ON PREMISES 132-138 PULASKI STREET (384-386 CHESTNUT STREET).

The Board of Adjustment at its regular meeting November 30, 1982, approved the application by a vote of 6 Ayes, 1 No and 2 Not Voting.

An appeal in the matter was filed in the Office of the City Clerk on December 13, 1982. The transcript in connection with this matter was received January 13, 1983 and each Member of the Council was furnished with a copy of the transcript.

On January 17, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting February 2, 1983, at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

This is the time and the place for the appeal to commence.

President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment granting a variance to Rene Hernandez, Applicant (Diago Pilar Sanchez; owner), to permit in a 2nd Business District the manufacturing of clothing on premises 132-138 Pulaski Street (384-386 Chestnut Street). We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of an appellant or appellants who are not represented by an attorney, that means that they may state the reasons for their objections to the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

MS. MARGARET PADOVANO, WHIPPEL, ROSS AND HIRSCH, ATTORNEYS AT LAW, REPRESENTING MS. FRANCES CICALSE, stated that this was an appeal from the granting of a variance at 132-138 Pulaski Street (384-386 Chestnut Street) which was zoned in a second business district. She said the applicant had asked for the variance to permit the premises to be converted to a manufacturing use to be utilized by some 16 sewing machines, and the purpose of it would be to manufacture women's clothes. She told the Council she was representing Ms. Frances Cicalse, who was one of the residents of the area pursuant to the 200 foot notice. She stated that Ms. Cicalse had appeared at the hearing and entered her objection on record of that matter. She said the basis for the appeal of the decision was that the Board of Adjustment acted in excess of their power. She indicated the Board voted for the use by finding that the special reason was that it would be a use which created jobs in the City of Newark. She said that if that was the basis for the Board's findings then she believed that legally and factually they made a mistake. Factually because the applicant said that she would be bringing in 15 or 16 women to work with her from a similar type of operation on Frelinghuysen Avenue. That would mean that would not be a creation of new jobs. These people would be displaced from one place to another. Legally speaking, they would be exceeding their authority because the creation of jobs would not be an authorized special use. She said

the applicant had the burden of persuading the Board of Adjustment that the Zoning Ordinance should be waived in that particular incidence for a special reason, a reason which would enhance the value of that neighborhood. She said there was absolutely no showing of a special use. There wasn't any finding of a special use and there wasn't a discussion of a special use. She said they went back and forth on the record about parking, which the Members of the Board of Adjustment had addressed that in their decision by stating the variance had been granted but the trucks were not to go on that property. The trucks were to do their delivering and picking up from a point outside the driveway or the courtyard area. She said that was a mistaken exercise. It compounded the problem by congesting the area. It was a bus route, two days of the week there was prohibition of parking cars on alternate sides of the streets, it was an area that already had a problem of double parking and the Board of Adjustment's decision would make that even worse. She added that that was an area that had residences, a few stores and that was it. There were no other manufacturing uses in that immediate vicinity. It was an area that was heavily trafficked and heavily populated. That was a use that would fly in the face of the character of that neighborhood. She cited some examples from the record. She said minimally 16 people would be employed to run that manufacturing business. That would mean a problem of finding places to park. She stated that these people would have to fend for themselves when it came to finding places to park. Additionally, she went on to say that in the summertime these people would be spilling out onto the street having their lunch and generally changing the character of that neighborhood. That was what the local residents were very much afraid of and it was what they strongly object to. She indicated that not only was it a bad use but the Board of Adjustment had acted illegally by failing to lay a proper foundation for their decision. They were required by every case, she said she could cite many, of the Appellant Division and the Law Division of the Superior Court that had been called upon to interpret the statute, they had required that special uses be laid forth in the decisions and that those special uses be based on something that was either inherently good for the neighborhood or something that was particularly suited to the character of the neighborhood. Neither verdict was met by the applicant in that situation. She added that the cases all said that there must be a finding of fact by the Board of Adjustment which would give credence to their decision to grant the variance. She called attention to the last page in the transcript wherein their decision was memorialized and they said that the Board had made the following factual findings: the lot was located on the southeast corner of Pulaski Street and Chestnut Street. That was not a factual finding. It was approximately 50x100 in size and on a 4 story and 1 story attached building. The area within a 200 foot radius was composed of dwellings, stores and few commercial uses. She stated there was not one factual finding made either on the record or in their fact findings that gave any support or credence or basis for the granting of the variance. She said they completely ignored the mandate, not only of the local ordinance, but of N.J.S.A. 55D, Section 70D, which enumerated the powers of the Board. The Board by statute and ordinance was limited and their sole function when talking about a special use was to decide whether the statutory criteria had been satisfied. She explained that the statutory criteria are as follows: 1) special use; 2) negative criteria. She said the Board had not established special use and they have failed to overcome the negative impact of the parking problem, the noise, potential electrical interference caused by addition of machines and all of the other objections which were brought up by the objectors. She added that the negative criteria would be that there would be no adverse impact on the community or no warping of the municipal zoning plan to an inferior degree. She believed that it would be totally out of character in that area. It would create a use that would cause a great detriment to the residents.

President Grant asked the applicant to approach the podium.

MRS. CELESTINA HERNANDEZ, 399 CHESTNUT STREET, NEWARK, NEW JERSEY (Wife of the applicant, Mr. Rene Hernandez) She asked the Council if they had any questions for her.

President Grant explained that there would be no questions and answers. He said that was only an argument which presented the basic information that was presented to the Board of Adjustment.

Mrs. Hernandez indicated she had told the Board of Adjustment she wanted to put in a small factory in which she would manufacture children's and women's clothes. She said she explained the way in which she wanted to work it.

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President Grant asked Mrs. Hernandez if she was speaking on behalf of Mr. Rene Hernandez.

Mrs. Hernandez noted that Mr. Hernandez did not speak English.

President Grant told her she could continue.

Mrs. Hernandez said there would be a maximum of 15 machines. She did not think that she would go beyond that. She explained she wanted to enter the building through the side with the trucks. She said people were complaining about noise. She said it would be impossible to hear any noise because it was a brick building with regular entrances and exits. She told the Council she would be using her own power and her own gas. She did not think that would interfere in any way with the surrounding televisions and radios. She stated she had a machine in her basement which she used and it did not make any noise whatsoever. She said she did not understand the complaint the people had. She explained that her husband was only trying to make a business.

President Grant asked Assistant Corporation Counsel Bressler if only the applicant could speak.

Mrs. Bressler replied that under the Land Use Law it said that the parties could present argument. The parties consist of the applicant and the appellant. She added that if there were two appellants then it would permit the both of them. She noted there were two persons in that appeal, which was indicated on the application to the Board of Adjustment.

MR. DIAGO SANCHEZ, 382 CHESTNUT STREET, NEWARK, NEW JERSEY (owner of premises)
He indicated he wanted to rent the premises to the Hernandez's so that they could put a small factory in there. He told the Council that Mrs. Hernandez never mentioned to him that she was going to bring anyone to work there from where she used to work.

President Grant pointed out that Mr. Sanchez could only present information which was presented to the Board of Adjustment.

Mr. Sanchez said he had an empty lot which was next to the property and Mrs. Hernandez could use that to come in and out. He mentioned that Ms. Cicalese had three businesses located on the same block.

Councilman Carrino declared that Ms. Cicalese was not asking for the variance.

President Grant asked Mr. Sanchez if that information had been contained in the argument presented to the Board of Adjustment.

Mr. Sanchez replied in the affirmative.

President Grant indicated he did not recall reading any of that information in the Board's transcript. He suggested that Mr. Sanchez focus in on the argument and stick to the point.

Mr. Sanchez asked the Members of the Council to make the decision at that time.

Councilman Martinez stated that was an appeal from the decision of the Board of Adjustment on November 30, 1982, which granted a variance to permit the manufacturing of clothing in a one-story building which was located at 132-138 Pulaski Street, a corner lot which was also known as 384-386 Chestnut Street, which was in a second business district. He said that the building was attached to a 4 story multi-family structure which was located on a lot approximately 50' by 100'. The block diagram indicated that the area within a 200' radius was composed of dwellings, stores, manufacturing, welding and warehouse uses. In the past, the building had been used by a lumber company. He went on to say that the applicant proposed to use the one-story building for the sewing of clothing. He said she wanted to install approximately 13 sewing machines and anticipated employing up to 16 persons. No construction work would be performed on the outside of the structure. Improvements were planned for the interior.

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He said the applicant indicated that her employees would be mostly neighborhood residents whom she had known from her present employment as a floorlady in the same type of business. He said the establishment of a shop for the sewing of clothes would not be detrimental to the public good and would not impair the intent and purpose of the zone plan. The proposed use was not a noxious use which would cause odors, pollution, or noise; it was a use consistent with neighboring uses. He stated that although there was testimony regarding possible parking problems, the increased need for parking spaces did not appear to be greater than if the premises were used for many of the uses permitted in a 2nd Business District. He said the concern of the objectors that vans or trucks delivering and calling for the merchandise would endanger the safety of children walking down the long alleyway leading to the building, while a legitimate concern could be dealt with as the Board did, by imposing conditions.

The following are the list of conditions set forth by Councilman Martinez in which he recited to be adopted by the Council as their findings of facts and that the decision of the Board of Adjustment granting the variance be affirmed for the following reasons:

1. Ingress and egress must be provided for vehicles delivering and calling for merchandise so as to insure that vehicles do not transverse the alleyway.
2. The variance is limited solely to sewing of clothes so that other operations involved in the manufacturing of clothing, such as cutting and dying are not permitted.
3. Sewing of furs and skins not permitted.
4. The variance is granted for a period of only 5 years from this day, so that the impact of the operation on the area can be re-evaluated.

He said if those conditions were not adhered to, steps would be taken through the City's Zoning Enforcement procedures to secure immediate compliance. An operation that did not comply with the conditions set forth would not be permitted to continue.

A motion to close the hearing and approve the Board of Adjustment Application with modifications in conditions imposed was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilwoman Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

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6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NIAGARA STREET AS A ONE-WAY STREET.

(Deleting Niagara Street, Westbound, from Amsterdam Street to Ferry Street)

(Adding Niagara Street, Westbound, from Amsterdam Street to Darcy Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EAST KINNEY STREET.

(Deleting East Kinney Street, from McCarter Highway to Broad Street, North side, from 4:00 P.M. to 6:00 P.M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON HARDING TERRACE.

(Harding Terrace, between Parkview Terrace and Bergen Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-d. The City Clerk read AN ORDINANCE CANCELLING TAXES AND PENALTIES FOR THE YEARS 1981 AND 1982 TO FATIMA COLUMBIAN CLUB, INC., ON THE PROPERTY LOCATED AT 846 NORTH 6TH STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Martinez.

President Grant: The yeases are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON CABINET STREET.

(Cabinet Street, North side, from Littleton Avenue to Bergen Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOMERSET STREET AS A ONE-WAY STREET.

(Somerset Street, Northbound, from Avon Avenue to Muhammad Ali Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FOURTH STREET AS A ONE-WAY STREET.

(Deleting Fourth Street, Southbound, from First Street to Central Avenue

Adding Fourth Street, Southbound, from First Street to 7th Avenue, West, from Route 280 connector road to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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6-F-h.

The City Clerk read AN ORDINANCE TO AMEND TITLE 7A, SECTIONS 7A:2-3 (2) (A), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Subcode Fees for Fire and Smoke Alarms)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND ARTICLE 9, TITLE 2, CHAPTER 2, SECTIONS 2:33 ET. SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(To change the title of Civil Defense Council and the Director thereto)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR", ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR ASSIGNMENT CLERK, MUNICIPAL COURTS)

(5% increase - Not covered by Civil Service Association Contract - Essex Council #1 - 1982 approved on 10/6/82, 6-S & F-p)

(Assignment Clerk

(35 Hours) 1/1/83 \$19,087.48 - \$23,212.71)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR", (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY RANGES)

(Current titles not included when prior raises were approved - 1982 approved 12/8/82, 6-S & F-n - 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

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(Senior Architect
(35 Hours) 1/1/83 \$26,858.62 - \$32,645.84

Supervising Engineer
(35 Hours) 1/1/83 29,611.13 - 35,992.54

Supervising Principal
Engineering Draftsman
(35 Hours) 1/1/83 20,037.60 - 24,361.35)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-1.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR PRINCIPAL TRANSPORTATION INSPECTOR, AND TO DELETE THE TITLE AND SALARY RANGE FOR INSPECTOR, TAXICABS)

(Title change per Civil Service reclassification - no salary change)

(Principal Transportation

Inspector (35 Hours) 1/1/83 \$13,823.53 - \$16,489.54)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-m.

The City Clerk read AN ORDINANCE TO ESTABLISH SHIFT DIFFERENTIAL/HAZARDOUS DUTY PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK FIRE DEPARTMENT. (AS PER ARBITRATION AWARD FOR THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION, LOCAL NO. 4)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

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6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH A LONGEVITY PAY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK, NEW JERSEY", (6-S & F-h) ADOPTED NOVEMBER 3, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST AS PER ARBITRATION AWARD, LONGEVITY PAY FOR EMPLOYEES REPRESENTED BY THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION, LOCAL NO. 4)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-o.

The City Clerk read AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 1, GENERAL PROVISIONS, OF TITLE 4, ALCOHOLIC BEVERAGES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED, TO ADD A SECTION 13. (PROHIBITION CONCERNING COIN-OPERATED AMUSEMENT DEVICES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Office of the Business Administrator

Management Planner

(37½ Hours)

1/1/82 \$16,360.59 - \$19,896.61)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Rice.

President Grant: The yeses are six, the noes are two and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-q.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Senior Management Planner
 (37½ Hours) 1/1/82 \$18,940.00 - \$23,021.68)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table October 26, 1982)
 (Ordinance returned to Administration November 9, 1982)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR PRINCIPAL MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Principal Management Planner
 (37½ Hours) 1/1/82 \$24,172.76 - \$29,386.07)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance returned to Administration November 23, 1982)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-s.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT COMMUNICATION SPECIALIST IN THE DEPARTMENT OF ADMINISTRATION)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)
 (Office of the Business Administrator
 Management Communication Specialist
 (35 Hours) 1/1/82 \$19,896.61 - \$24,172.76)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled September 1, 1982)
 (Ordinance removed from the table November 9, 1982)
 (Ordinance returned to Administration November 23, 1982)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Personnel Division)

Supervising Claims Examiner

(35 Hours) 1/1/82 \$14,244.36 - \$17,312.84)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 9, 1982)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-u.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR", (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE ANALYST, 35 HOURS, IN THE OFFICE OF THE MAYOR)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Mayor's Office)

Administrative Analyst

(35 Hours) 1/1/82 \$17,312.84 - \$21,044.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table November 9, 1982)

(Ordinance returned to Administration November 23, 1982)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

February 2, 1983

6-F-v.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR", (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY RANGE FOR COURT ADMINISTRATOR)

(Not covered by Civil Service Association Contract - Essex Council #1 - 5% increase in minimum and maximum salary)

(Municipal Courts

Court Administrator 1/1/83 \$27,982.46 - \$34,012.90)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

President Grant: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

6-F-w.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR", (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Personnel Division

Secretarial Assistant

(35-Hours)

1/1/82 \$12,777.66 - \$14,956.11)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Ordinance returned to Administration November 23, 1982)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Rice.

President Grant: The yeses are six, the noes are two and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 16, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

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6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 9TH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

North 9th Street:

East side, beginning 208 feet south of the southerly curblin of Park Avenue and extending 25 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF CLINTON AVENUE AND BERGEN STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, No Turn On Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1986, as amended and supplemented be amended by adding thereto the following;

Intersection:

Clinton Avenue and Bergen Street

RIGHT TURN PROHIBITION:

All Right Turns, 7:00 A.M. to 5:00 P.M. School Days.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR", ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR COORDINATOR, PLANNING AND RESEARCH, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust the salary for Coordinator, Planning and Research in the Community Development Administration, Mayor's Policy and Development Office, as follows, to wit:

- (k) Community Development Administration, Mayor's Policy and Development Office

February 2, 1983

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Coordinator, Planning and Research 455910 (35 Hrs.)	1/1/82	\$ 26,649.96	\$ 32,393.23

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR", (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR COMMUNITY RELATIONS SPECIALIST, BILINGUAL IN SPANISH AND ENGLISH, IN THE NEWARK HUMAN RIGHTS COMMISSION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. (f) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title and salary range for Community Relations Specialist, Bilingual in Spanish and English, in the Newark Human Rights Commission as follows, to wit:

(f) NEWARK HUMAN RIGHTS COMMISSION

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Community Relations Specialist, Bilingual in Spanish & English 153961 (35 Hrs.)	1/1/83	\$ 16,489.54	\$ 20,037.60

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Payne.

President Grant: The yeses are six, the noes are two and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR", (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE POSITION AND SALARY RANGE FOR INTERPRETER SPANISH, CITY CLERK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented, be amended to delete the position, title code, minimum and maximum annual salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Interpreter Spanish,	1/1/83	\$14,515.56	\$17,313.46
City Clerk	1/1/84	15,241.33	18,179.13
140305 (35 Hrs.)			

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 2, 1983

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR", (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL MARRIAGE LICENSE CLERK - BILINGUAL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented, be amended to create the position, title code, minimum and maximum annual salaries therefor, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Marriage	1/1/83	\$14,515.56	\$17,313.46
License Clerk-	1/1/84	15,241.33	18,179.13
Bilingual (35 Hrs.)			
102919			

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING IMPROVED DENTAL BENEFITS, INCLUDING ORTHODONTIC SERVICES, FOR ACTIVE EMPLOYEES REPRESENTED BY THE NEWARK FIREMEN'S MUTUAL BENEFIT ASSOCIATION, LOCAL #4, AND BY THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, as the result of interest arbitration between the City of Newark and the Newark Firemen's Mutual Benevolent Association, Local #4, the City is obliged to provide improved dental benefits, including orthodontic services, to the active employees and to the eligible dependents of the employees represented by Newark Firemen's Mutual Benevolent Association, Local #4; and

WHEREAS, the Administration has recommended that the active employees and the eligible dependents of the employees represented by the Fraternal Order of Police, Newark Lodge #12, be provided with improved dental benefits, including orthodontic services.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The City of Newark shall provide active employees and the eligible dependents of employees represented by the Newark Firemen's Mutual Benevolent Association, Local #4, and by the Fraternal Order of Police, Newark Lodge #12, with improved dental benefits including orthodontic services, effective January 1, 1983 and March 1, 1983, respectively.

Section 2. All prior ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR", (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF AUDITOR IN THE DEPARTMENT OF FINANCE)

(Transfer from HCDA to City Budget with 5% increase - Not covered by Civil Service Association Contract - Essex Council #1)

(Chief Auditor

(35 Hours)

1/1/82 \$20,881.17 - \$25,380.97)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled September 1, 1982)

(Ordinance removed from the table October 26, 1982)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Branch, Carrino, Rice.

President Grant: The yeses are five, the noes are one and three not voting.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING TITLE 11A, CHAPTER 1, SECTION 10, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO PROHIBIT THE SELLING AS WELL AS USE OF PORTABLE LIQUID FUEL BURNING APPLIANCES FOR COOKING AND HEATING PURPOSES.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Martinez.

Councilman James said he felt that this measure would create a hardship to the City's business community, noting neighboring towns have no such law. He stated the Newark residents would go to other towns to buy the kerosene heaters.

Councilman Rice noted when the previous Council had passed the banning ordinance they did not take any action against the usage of them.

Councilman James mentioned the existing law was unenforceable and he could not see how the proposed law would be easier to enforce.

Councilman Tucker indicated the proposed law pertained to unventilated kerosene heaters, maintaining that the large majority of homes in Newark have chimneys allowing toxic vapors to escape.

The motion failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice, Tucker.

No: Councilman James.

Not Voting: Councilmen Branch, Carrino, Payne, Villani, President Grant.

HEARINGS OF CITIZENS.

6-HC-a. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to kerosene stoves, the problems in Newark and Reaganomics.

6-HC-b. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, asked the Council if they had received a legal opinion from the Corporation Counsel's Office concerning exempt agencies or persons from the Rent Control Board.

He stated that those people working for City Government were really doing the citizens a disservice .

He further added that Coalition Six went on record for the Ironbound Community to enlighten the citizens of Newark for the toxic facility that was being proposed. He said the effect that the facility might have on peoples lives, especially childrens lives, was detrimental to their health. He noted that it did not only affect the people in the area but everyone that breathes the air.

He expressed his support to the Roseville Coalition on the moving of the North Police Precinct. He felt that the precinct should remain where it was.

Councilman Payne mentioned that he had requested that subject to be addressed at either a special meeting or special conference to have the ruling interpreted. He asked the representative from the Law Department, Assistant Corporation Counsel Michael Dougherty, to respond.

Assistant Corporation Counsel Dougherty said it was his understanding that the ordinance in question exempts public housing from the Rent Control provision. He mentioned that a formal written opinion had not been prepared. He said public housing included the properties which were obtained by the City of Newark by way of foreclosure, which he understood was the basis of the objection. It seemed clear by the face of the ordinance that public housing was exempted and that the properties which were foreclosed upon and taken over by the City were in fact exempted.

Mr. Hurtz requested a written opinion on that because that was going to be challenged by the Coalition Six. He mentioned he had lawyers go over that and they disagreed with it.

Councilman Payne told Mr. Hurtz that that was something that had to be addressed to the Law Department. He said he was satisfied with the answer given.

Mr. Hurtz stated that the last time he was present he was informed the Law Department could not give a legal opinion to a private citizen. He wanted to know if that was correct.

Assistant Corporation Counsel Dougherty said it was his understanding that it was a longstanding policy with the Law Department to work directly with the Governing Body and Administration. As far as he was aware, under no circumstances, did they prepare opinions or advice to members of the public.

Councilman Carrino told Mr. Hurtz that he was asking the Council to give him something that could be used against the City in a court case. He said if the Coalition Six people felt that the City was not doing something correct then they should go right to court and do not ask the City's Law Department to give any written opinions. He said if something was being violated then the taxpayers money would have to be given back to people.

Mr. Hurtz said a legal opinion did not make the City liable in any way.

Councilman Rice mentioned there was an area of law known as conflict of interest. He said it wasn't so much the opinion itself. He noted that once a legal opinion was rendered and there was litigation on the matter it created a conflict one could not defend. He added that a matter of record could be obtained without any problem.

Councilman James said if that question was posed to the Law Department, they would answer. He said that response would either be legal or a policy procedure. He said if they were to ask anyone from Administration they would respond in writing. He said he would solve the problem, he would ask the Law Department. He noted he would get the answer in writing.

Mr. Hurtz wanted to know when he could have that opinion.

Councilman James said he would put the answer in Mr. Hurtz' hand.

A motion to permit Dorteia Volz, Bob Cartwright, Madelyn Hoffman, June Kruszewski, Glen Haydel, July Miller, Jack Medkiff and Jeanette Seabrooks to be heard under "Hearings of Citizens" was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-c.
6-HC-d.

MS. DORTHEA VOLZ, 8 ROME STREET, NEWARK, NEW JERSEY:
MR. BOB CARTWRIGHT, 137 FLEMING AVENUE, NEWARK, NEW JERSEY:

The above speakers spoke in opposition to McKesson Environmental Service.

Ms. Volz said this was a dangerous company which was killing Newark residents little by little. She said the Ironbound Area should be called "Disaster Alley". She said the residents needed help in making the City a place everyone could be proud of. She indicated that McKesson should not be able to build their plant at all.

Mr. Cartwright mentioned the plant had been in operation for 20 months without a permit from the D.E.P. He said that McKesson did not want to pay their taxes and they did not care about the law. He stated that after the facility exploded the D.E.P. closed it down. Now McKesson wanted to rebuild. He said the residents of the area were opposed to the toxic chemicals and wanted the D.E.P. to follow the S-1300 Bill. He also wanted the facility to be evaluated by the D.E.P.

Councilman James said if they banned any further expansion then no one would have to worry.

Councilman Martinez mentioned that another company had applied for a permit for hazardous waste. He noted that a public hearing had been arranged to be held in the Council Chamber on March 14. He asked Mr. Cartwright to be there because he would rely on his testimony.

Councilman Payne said he thought there was a need for special legislation on toxic waste. The problem had to be studied and evaluated and a plan for the future should be thought about.

Mr. Cartwright believed that the law that controlled it right now was supposed to do that. S-1300 was passed to protect people and establish a rational basis for citing those types of facilities.

Councilman Martinez mentioned that Senator Caufield was working on legislation that would bring recommendation to the Council on the ordinance level. He told Mr. Cartwright that Senator Caufield would keep in touch with the Council in reference to that.

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President Grant indicated that he requested Police Director Hubert Williams to come over relative to a memorandum which was sent to the Council.

He stated that Council would discuss it at a special conference.

Police Director Williams replied that it had nothing to do with the Police Department. It did not come from his office and it was not official, it was not sent by him. He said it was the first time he had seen it.

President Grant said it would be discussed at another time.

Councilman Tucker wanted to know if the Task Force between the City and the County in dealing with drug was still functioning.

Police Director Williams told Councilman Tucker that there was a Drug Task Force between the Department and the Federal Government. He said there was close liaison between the Department and the Sheriff's Department that handled drug enforcement responsibilities in the auspices of the County Prosecutor's Office. He said he did not have the personnel to dedicate to the County for that purpose. He mentioned there was an individual Narcotics Squad and the Task Force with the Federal Government. He indicated they have been working with various ministers and block groups who were willing to support the Police Department with respect to apprehension of people committing drug offenses.

Councilman Payne mentioned several months ago he was appointed as a liaison to the Police Department. He said he would like to discuss overall police matters with the Director in the near future.

6-HC-e.

MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY, spoke in opposition of the raise Dr. Columbus Salley received. She said this was an abuse of tax dollars. She also spoke in opposition to the 15 board member raises.

She mentioned that she was in opposition to the closing of the North Police Precinct.

6-HC-f.

MR. GLEN HAYDEL, 205 ROSEVILLE AVENUE, NEWARK, NEW JERSEY:

6-HC-g.

MS. JUDY MILLER, 62 SOUTH 10TH STREET, NEWARK, NEW JERSEY:

6-HC-h.

MR. JACK MEDKIFF, 48 NORTH 7TH STREET, NEWARK, NEW JERSEY:

6-HC-i.

MS. JEANETTE SEABROOKS, 62 SOUTH 10TH STREET, NEWARK, NEW JERSEY:

The above speakers addressed the Municipal Council with respect to their opposition to the closing of the North Police Precinct.

President Grant informed the objectors that the precinct would not be moved or closed.

Councilman Carrino said Mayor Gibson had informed the Governing Body of his plans to maintain a police presence in the building, promising he would act on recommendations of a Task Force led by Police Director Williams and Business Administrator Hill.

Councilman Tucker said the Mayor was the only one who could make a decision on whether or not to close the precinct down.

Councilman Carrino said that Councilman Rice should be commended. He noted that as of December the building was going to be shut down. He indicated that Councilman Rice had done a great deal to keep it open.

Councilman Rice told the objectors that the building would have been eventually demolished. He said he would continue to keep fighting for the precinct.

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RESOLUTIONS AND MOTIONS.RESOLUTIONS.7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH LEHMAN BROTHERS KUHN LOEB INCORPORATED OF NEW YORK, FOR FINANCIAL ADVICE TO ASSIST IN SALE OF BONDS AND/OR NOTES RELATED TO DEBT AND FINANCIAL POLICIES OF THE CITY; COST OF SERVICES SHALL BE PAID FROM CAPITAL PROJECTS; COMPENSATION FOR PROCEEDS OF BONDS SOLD ON PER BOND BASIS NOT EXCEEDING \$75,000. FOR SERVICES; OUT OF POCKET EXPENSES INCURRED BY FIRM WILL BE REIMBURSED BY CITY TO A MAXIMUM OF \$6,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "E.U.S." PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Finance Director Jones and Mr. Milton Goodman, representing the Law Department met with Council December 21, 1982)

(Finance Director Jones, Assistant Corporation Counsel Pidgeon and representatives from Lehman Brothers Kuhn Loeb met with Council January 4, 1983)

A motion to table the resolution was made by Councilman Rice, seconded by President Grant.

Councilman Rice suggested that a letter be sent to Finance Director Jones requesting what procedures were followed in selecting the firm chosen to do the work.

The motion was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION RATIFYING CONTRACT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK PROGRAM FOR PERIOD DECEMBER 2, 1982 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH THE NEIGHBORHOOD HOUSING SERVICES OF NEWARK PROGRAM, FOR PURPOSE OF REHABILITATING HOMES IN THE NEIGHBORHOOD STRATEGY AREA CENSUS TRACT #49, FOR PERIOD FEBRUARY 3, 1983 TO DECEMBER 31, 1983; MAXIMUM AMOUNT TO BE PAID UNDER THIS CONTRACT IS \$100,000.; FUNDS PROVIDED FROM H.C.D.A. FY' V.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Hill and representatives from the Neighborhood Housing Services of Newark Program met with Council January 25, 1983)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice, Tucker.

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$25,000., NEIGHBORHOOD PRESERVATION PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice, Tucker.

- 7-R-d. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$25,000., NEIGHBORHOOD PRESERVATION PROGRAM; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice, Tucker.

- 7-R-e. RESOLUTION ATTESTING THAT THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK, FOR THE YEAR 1981.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and invite Finance Director Jones and representatives from Samuel Klein and Company to the next Special Conference, February 8, 1983, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice, Tucker.

(Councilman Tucker returned at this time)

- 7-R-f. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$317,202.28, MANDATORY ITEMS, DEFERRED CHARGES, FOR REPAYMENT OF DISALLOWED COSTS; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Carrino suggested that Finance Director Jones be invited to the next pre-meeting conference, February 15, 1983, to discuss all the disallowed costs and what efforts have been made to reconcile the differences.

The motion was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

- 7-R-g. RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR", (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED, (TO CREATE THE POSITION AND SALARY RANGE FOR PRINCIPAL MARRIAGE LICENSE CLERK - BILINGUAL) ADOPTED FEBRUARY 2, 1983 (6-Ph, S & F-f) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR AND PUBLICATION THEREOF.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-h.

RESOLUTION AUTHORIZING EXECUTION OF SETTLEMENT OF AGREEMENT ON CLAIM BROUGHT ON BEHALF OF JOHN AND MARY ANN ADAMS AGAINST MICHAEL WATERS AND CITY OF NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR FIRE INSURANCE PROCEEDS ISSUED AS RESULT OF FIRE TO PREMISES LOCATED AT 1-11 MAPES AVENUE, NEWARK (A/K/A 549-555 ELIZABETH AVENUE) ON MAY 10, 1981; CITY SHALL RECEIVE \$11,186.62 FOR WATER LIEN AND \$10,000. ON ACCOUNT OF UNPAID TAXES. (INSTITUTED SUIT IN PASSAIC COUNTY SUPERIOR COURT, CHANCERY DIVISION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-i.

RESOLUTION RECOGNIZING AND COMMENDING DR. CHRISTINE E. HAYCOCK, DISTINGUISHED SURGEON, FOR HER CONTRIBUTIONS TO HEALTH CARE IN NEWARK AND TO THE ADVANCEMENT OF WOMEN IN THE MEDICAL PROFESSION.

(For action on this resolution see page 17 in the minutes of this meeting)

7-R-j.

RESOLUTION RECOGNIZING AND COMMENDING ANTHONY AND MARIA CABELO FOR SAVING AND REBUILDING AN ABANDONED LANDMARK CHURCH STRUCTURE, AND TURNING IT INTO AN ATTRACTIVE ASSET FOR NEWARK'S EAST WARD.

(For action on this resolution see page 3 in the minutes of this meeting)

7-R-k.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$18,510., ECONOMIC PLANNING GRANT; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-l.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$18,510., ECONOMIC PLANNING GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-m. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$182,000., NEWARK APPRENTICESHIP PAINTING PROGRAM; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-n. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$182,000., NEWARK APPRENTICESHIP PAINTING PROGRAM.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-o. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$4,804.91, CHILD CARE FOOD PROGRAM DAY CARE CENTERS; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-p. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$4,804.91; CHILD CARE FOOD PROGRAM DAY CARE CENTERS.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-q. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,000,000., PENNSYLVANIA STATION AREA REHABILITATION; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.
No: Councilman Carrino.
Absent During Roll Call: Councilmen James, Rice.

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7-R-r. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$1,000,000., PENNSYLVANIA STATION AREA REHABILITATION.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.
No: Councilman Carrino.
Absent During Roll Call: Councilmen James, Rice.

7-R-s. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,400,000., NEW JERSEY TRANSIT BROAD STREET RAILROAD STATION AREA REHABILITATION; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-t. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$1,400,000.; NEW JERSEY TRANSIT BROAD STREET RAILROAD STATION AREA REHABILITATION.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Rice.

7-R-u. RESOLUTION RATIFYING CONTRACT WITH METROPOLITAN ECUMENICAL MINISTRY/PROJECT GO FOR PERIOD JANUARY 1, 1983 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH METROPOLITAN ECUMENICAL MINISTRY/PROJECT GO FOR PERIOD FEBRUARY 3, 1983 TO DECEMBER 31, 1983, FOR PROVISION OF TRANSPORTATION SERVICES TO NEWARK SENIOR CITIZENS BY LEASING TWO VANS TO PROJECT GO, TO ESTABLISH A CENTRAL AND WEST INTERWARD ROUTE, NO EXPENDITURE OF MUNICIPAL FUNDS, ONLY IN-KIND SERVICES. (GAS, OIL AND MAINTENANCE)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Payne, Rice.

7-R-v. RESOLUTION RATIFYING CONTRACT BETWEEN COUNTY OF ESSEX (WITH PARTICIPATION FROM MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING) AND NEW JERSEY DEPARTMENT OF LABOR FOR PERIOD FROM OCTOBER 1, 1982 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO RECEIVE \$21,292. FOR ADMINISTRATION AND SERVICES FOR 18 TRAINING POSITIONS FOR C.E.T.A. ELIGIBLE NEWARK RESIDENTS FOR PERIOD FROM FEBRUARY 3, 1983 TO SEPTEMBER 30, 1983; SAID GRANT SHALL BE KNOWN AS ECONOMIC DEVELOPMENT GENERATED EMPLOYMENT (E.D.G.E.)
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen James, Payne, Rice.

(Councilman Payne returned at this time)

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO EXECUTE CONTRACT WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, FOR CONTRACT 83-01, EMERGENCY TREE WORK, FOR TOTAL SUM OF \$23,750.; FURTHER AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS FOR PROJECT PROVIDED IN 1983 TEMPORARY BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DELL CONTRACTORS, INC., ONE HILL STREET, PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, FOR STREET RESURFACING THROUGHOUT THE CITY OF NEWARK, IN SUM OF \$1,069,510., IN ACCORDANCE WITH SPECIFICATIONS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$4,500.; FUNDS PROVIDED BY CAPITAL BUDGETS. (AWARD AND EXECUTION OF SAID CONTRACT BE CONTINGENT UPON ADOPTION OF RESOLUTION AMENDING CAPITAL BUDGET TO INCLUDE STREETS LISTED, PER ATTACHED SCHEDULE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker; Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION FOR PERIOD JANUARY 1, 1983 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO MANAGE, PLAN AND PROVIDE FOR CONSERVATION AND DEVELOPMENT OF WATERSHED PROPERTIES OF CITY OF NEWARK IN MORRIS, PASSAIC AND SUSSEX COUNTIES IN STATE OF NEW JERSEY, AS MORE PARTICULARLY DESCRIBED IN ATTACHED CONTRACT, FOR PERIOD FEBRUARY 3, 1983 TO DECEMBER 31, 1983; AVAILABLE FUND BALANCES FROM THE PRECEDING FISCAL YEAR MAY BE APPLIED TO OPERATING EXPENSES OF SAID CORPORATION FOR FISCAL YEAR 1983. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" IN ACCORDANCE WITH N.J.S.A. 40A:11-5 (1) (a) (ii)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

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7-R-z. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANN MARIE OMOLINO, BUDGET EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, FOR PERIOD BEGINNING NOVEMBER 3, 1982 AND ENDING MAY 2, 1983. (SENIOR FISCAL OFFICER, MAYOR'S OFFICE, M.O.E.T. - FIRST LEAVE BEGAN APRIL 2, 1976)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
 Absent During Roll Call: Councilmen James, Rice.

7-R-ba. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO BETTY ANN WILLIAMS, TAPE LIBRARIAN, DEPARTMENT OF ADMINISTRATION, BUSINESS ADMINISTRATOR'S OFFICE, FOR PERIOD BEGINNING FEBRUARY 19, 1983 AND ENDING AUGUST 19, 1983. (CONTRACT ADMINISTRATOR - DEPARTMENT OF FINANCE, DIVISION OF DATA PROCESSING - FIRST LEAVE BEGAN AUGUST 19, 1980)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
 Absent During Roll Call: Councilmen James, Rice.

7-R-bb. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDDIE MAE LIVINGSTON, ASSISTANT CHIEF CLERK, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING JANUARY 19, 1983 AND ENDING JULY 18, 1983. (ADMINISTRATIVE SECRETARY, MUNICIPAL COUNCIL - FIRST LEAVE BEGAN JULY 1, 1982)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
 Absent During Roll Call: Councilmen James, Rice.

7-R-bc. RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING PURSUANT TO N.J.S.A. 40A:11-6 IN SECURING SERVICES OF 4 CONTRACTORS, FOR DEMOLITION OF BUILDINGS, ALL LOWEST RESPONSIBLE PROPOSALS SUBMITTED; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, FOR 6 STRUCTURES, FOR SUM OF \$31,370.; A.G. MAZZOCCHI INC., 10 ORCHARD STREET, MADISON, NEW JERSEY, FOR PROJECT KNOWN AS 357 MADISON AVENUE, FOR SUM OF \$7,400.; BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR PROJECT KNOWN AS 259 BERGEN STREET, FOR SUM OF \$5,444.; JUZEFYK EXCAVATION COMPANY INC., 428 EDGAR ROAD, ELIZABETH, NEW JERSEY, FOR 5 STRUCTURES, FOR SUM OF \$18,200.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.
 Absent During Roll Call: Councilmen James, Rice.

7-R-bd. RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING PURSUANT TO N.J.S.A. 40A:11-6 IN SECURING SERVICE OF BUJAC DEMOLITIONS INC.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO BUJAC DEMOLITIONS INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR DEMOLITION OF 261 BERGEN STREET, FOR SUM OF \$2,500., IN ACCORDANCE WITH SPECIFICATIONS.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-be. RESOLUTION GRANTING TAX EXEMPTION ON IMPROVEMENT ON PROPERTY 57 MCWHORTER STREET, BLOCK 194, LOT 1, OWNED BY MULTI-REM, INC., FOR PERIOD COMMENCING JANUARY 1, 1983 AND TERMINATING DECEMBER 31, 1987; PURSUANT TO ORDINANCE 6-S & F-6, MAY 17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h, SEPTEMBER 6, 1978.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-bf. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE \$996.50 TO WILSON PLUMBING SUPPLY COMPANY, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEARS 1980 AND 1981, PROPERTY LOCATED AT 213 RIDGEWOOD AVENUE, BLOCK 2718, LOT 1, PURSUANT TO ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-bg. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REBATE \$5,057.50 TO J.C. CAM CORPORATION, BEING AMOUNT OF EXCESS PAYMENT OF TAXES FOR TAX YEARS 1981 AND 1982, PROPERTY LOCATED AT 241-255 BERKELEY AVENUE, BLOCK 659, LOT 14, PURSUANT TO ESSEX COUNTY BOARD OF TAXATION. (FREEZE STATUTE)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

7-R-bh. RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A", AFTER RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Rice.

(Councilman Rice returned at this time)

7-R-bi. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,500. PAYABLE TO EDITH COLEMAN AND FREEMAN AND BASS, HER ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT APRIL 16, 1981, MS. COLEMAN INSTITUTED SUIT AGAINST CITY OF NEWARK SEEKING DAMAGES FOR INJURIES SUSTAINED AS RESULT OF NEGLIGENCE OF EMPLOYEES OF CITY WHEN INSTALLING SIDEWALK ADJACENT TO CITY-OWNED VACANT LOT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,250. PAYABLE TO CAROLYN MILES AND HER ATTORNEYS, FREEMAN AND BASS, 24 COMMERCE STREET, NEWARK, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MS. MILES IN FAVOR OF CITY OF NEWARK TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT JULY 28, 1980, MS. MILES SUSTAINED INJURIES WHEN SHE FELL ON SIDEWALK ABUTTING PROPERTY KNOWN AS 128 PRINCE STREET, NEWARK. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

7-R-bk. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,500. PAYABLE TO STACEY CHARTER SERVICE INC. AND ITS ATTORNEYS, FISH, FIELD AND GREENSPOON, ESQS., 2040 MILLBURN AVENUE, MAPLEWOOD, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY AUTHORIZED OFFICER OF STACEY CHARTER SERVICE, INC. IN FAVOR OF CITY OF NEWARK TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT AUGUST 25, 1980, STACEY CHARTER SERVICE, INC., OWNER OF BUS LEGALLY PARKED ON SOUTH 14TH STREET WAS INVOLVED IN ACCIDENT WITH AUTOMOBILE OWNED BY CITY AND OPERATED BY CITY EMPLOYEE. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

7-R-bl. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND NINETY DOLLARS (\$90.) TO MRS. JAMES LYNN FOR RESTAURANT LICENSE NOT ISSUED. (12 VAIL STREET, NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

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7-R-bm.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TWENTY-FIVE DOLLARS (\$25.) TO MRS. ALEXANDRIA GRUSZKOS FOR BUILDING CONTRACTOR LICENSE NOT ISSUED. (285 NEW YORK AVENUE, NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bn.

RESOLUTION RATIFYING CONTRACT WITH MOBILE COMMUNICATIONS, INC. FOR PERIOD JANUARY 1, 1983 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH MOBILE COMMUNICATIONS, INC., 316 BROAD STREET, NEWARK, ONLY RESPONSIBLE BID RECEIVED, FOR PROVISION OF MAINTENANCE OF VHF RADIO COMMUNICATION SYSTEM FOR VARIOUS DEPARTMENTS OF CITY, FOR PERIOD FEBRUARY 3, 1983 TO DECEMBER 31, 1985, OPEN END CONTRACT; FUNDS FOR CONTRACT IS CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATIONS IN FY' 83, WHICH FUNDS WILL BE ENCUMBERED BY EACH USING AGENCY WHEN ADOPTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bo.

RESOLUTION AUTHORIZING CENTRAL PLANNING BOARD TO MAKE AN INVESTIGATION AND HOLD PUBLIC HEARINGS TO DETERMINE WHETHER CITY TAX BLOCK 562, LOT 9, CITY TAX BLOCK 562, LOT 9, CITY TAX BLOCK 563, LOT 1 IS A BLIGHTED AREA. (BROADWAY AND PART OF SECOND AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

(Councilman James returned at this time)

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH SAINT JAMES HOSPITAL FOR PERIOD FROM FEBRUARY 1, 1983 TO SEPTEMBER 30, 1983, TO CONTINUE IMPLEMENTING WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM; NO MONETARY COMPENSATION PAID BY CITY OF NEWARK; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET. SEQ.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bq.

RESOLUTION RATIFYING CONTRACT WITH TRI-CITY CITIZEN'S UNION FOR PROGRESS HEALTH CENTER FOR PERIOD MAY 1, 1982 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH TRI-CITY CITIZEN'S UNION FOR PROGRESS HEALTH CENTER, FOR PROVISION OF HEALTH CARE SERVICES, FOR PERIOD FEBRUARY 3, 1983 TO APRIL 30, 1983; CONTRACT IN AMOUNT OF \$49,500., FUNDS PROVIDED IN NEIGHBORHOOD HEALTH CENTER FUND, H.C.D.A. YEAR VIII. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$950. PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND BECK, REICHSTEIN AND GUIDONE, ESQS., 26 ORANGE ROAD, MONTCLAIR, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; PUBLIC SERVICE ELECTRIC AND GAS COMPANY INSTITUTED SUIT AGAINST CITY OF NEWARK IN ESSEX COUNTY DISTRICT COURT FOR PROPERTY DAMAGE TO HAVE OCCURRED AS RESULT OF CITY STRIKING AND DAMAGING A JUNCTION BOX DURING EXCAVATION WORK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.
Not Voting: Councilman Rice.

7-R-bs.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO DRAFT NOTICE OF CLAIM FORM SUFFICIENT TO PROTECT THE CITY OF NEWARK'S INTEREST. (N.J.S.A. 59:8-6 PROVIDES THAT A PUBLIC ENTITY MAY "BY RULE OR REGULATION" ADOPT A NOTICE OF CLAIM FORM WHICH REQUIRES THE CLAIMANT TO PROVIDE MORE INFORMATION THAN THE MINIMUM REQUIRED UNDER N.J.S.A. 59:8-4)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bt.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO TRANSFER SAID FEES FOR PURCHASE OF PROPERTIES LISTED ON ANNEXED SCHEDULE "A", TO ACCOUNTS INDICATED THEREIN. (FEES FOR PURCHASE OF PROPERTIES WERE DUE AT CLOSING AND SEPARATE CHECKS WERE NOT SUBMITTED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bu.

RESOLUTION RATIFYING CONTRACT WITH MOTOROLA INCORPORATED FOR PERIOD JANUARY 1, 1983 TO FEBRUARY 2, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH MOTOROLA INCORPORATED, 85 HARRISTOWN ROAD, GLEN ROCK, NEW JERSEY, ONLY RESPONSIBLE BID RECEIVED, TO PROVIDE MAINTENANCE OF RADIO COMMUNICATIONS EQUIPMENT FOR VARIOUS DEPARTMENTS OF THE CITY, FOR PERIOD FEBRUARY 3, 1983 TO DECEMBER 31, 1985, FOR SUM NOT TO EXCEED \$150,000. PER YEAR, FOR ALL CITY DEPARTMENTS; FUNDS FOR CONTRACT CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATIONS IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY EACH USING AGENCY OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO ESSEX COUNTY DEPARTMENT OF CITIZEN SERVICES, DIVISION ON AGING, FOR NECESSARY FUNDS TO CONTINUE NEWARK NUTRITION PROJECT FOR THE ELDERLY, FOR PERIOD JANUARY 3, 1983 TO DECEMBER 31, 1983, TOTAL AMOUNT OF APPLICATION IS \$506,874.50. (ESSEX COUNTY DEPARTMENT OF CITIZEN SERVICES GRANT AWARD REQUESTED - \$111,504.31; U.S.D.A. REIMBURSEMENT (ESTIMATED) - \$166,020.19; 1982 CARRY-OVER (ESTIMATED) - \$95,000.; PROJECT INCOME (ESTIMATED) - \$45,000.; IN-KIND CONTRIBUTIONS (ESTIMATED) - \$89,350.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO AMENDMENT #1 WITH UNITED STATES DEPARTMENT OF LABOR EMPLOYMENT AND TRAINING ADMINISTRATION, FOR PURPOSE OF INCREASING NEWARK'S FISCAL YEAR 1983 ANNUAL PLAN UNDER COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978 WITH UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION IN AMOUNT OF \$571,730. FOR TOTAL OF \$5,098,475.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE SETTLEMENT AGREEMENT AND MUTUAL RELEASE ON BEHALF OF CITY OF NEWARK AGAINST TRANSAMERICA OCCIDENTAL LIFE INSURANCE COMPANY; SETTLEMENT AGREEMENT REQUIRES THE COMPANY TO HONOR ALL CLAIMS ARISING DURING PERIOD FROM DECEMBER 1, 1981, WHEN FIRST GROUP OF EMPLOYEES WERE ENTITLED TO COVERAGE UNTIL MARCH 1, 1983, WHEN A NEW CARRIER WILL REPLACE THE COMPANY. (DUAL CHOICE DENTAL PLAN)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 2, 1983

7-R-by. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 128 JUNK VEHICLES, RECOVERED AND UNCLAIMED, IN THE POLICE DEPARTMENT, PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz. RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO EXECUTE CONTRACT WITH LOUIS BERGER AND ASSOCIATES, INC., 100 HALSTEAD STREET, EAST ORANGE, FOR CONDUCTING CULTURAL RESOURCE SURVEY AND COMPLETION OF REPORT ON PROJECT KNOWN AS ECHO LAKE IN NEWARK WATERSHED, WEST MILFORD, FOR FIXED FEE OF \$2,200.; CONTRACT SHALL BE FOR PERIOD OF THIRTY (30) DAYS COMMENCING UPON EXECUTION AND RECEIPT OF WRITTEN NOTICE TO PROCEED; FUNDS FOR CONTRACT PROVIDED FOR BY CAPITAL IMPROVEMENT FUND. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$432.38 PAYABLE TO PANAGIOTIS TSATSARONIS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON JANUARY 28, 1981, PICK-UP TRUCK OWNED BY CITY AND OPERATED BY NEWARK FIREFIGHTER WAS INVOLVED IN ACCIDENT WITH VEHICLE OWNED BY MR. TSATSARONIS AT 170 EDISON PLACE, NEWARK. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb. RESOLUTION AMENDING RESOLUTION 7-R-ef (A.S.), AUGUST 11, 1982, PUBLIC AUCTION OF CITY-OWNED PROPERTY NOT REQUIRED FOR GOVERNMENTAL PURPOSES, BY DELETING PROPERTY 55-6TH AVENUE, BLOCK 490, LOT 40 WHICH REJECTS BID OF ZUHRAD KAZANFER; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,000. PAYABLE TO ZUHRAD KAZANFER FOR REFUND OF DEPOSIT MONEY.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cc.

RESOLUTION RESCINDING CONTRACT AND AMENDMENTS THERETO BETWEEN CITY OF NEWARK AND TRANSAMERICA OCCIDENTAL LIFE INSURANCE COMPANY; FURTHER RATIFYING PAYMENTS FOR DENTAL PLAN SERVICES PROVIDED BY TRANSAMERICA OCCIDENTAL LIFE INSURANCE COMPANY FOR PERIOD DECEMBER 1, 1981 TO FEBRUARY 2, 1983; AND FOR CONTINUATION OF SUCH SERVICES AND PAYMENTS FOR PERIOD FEBRUARY 3, 1983 TO MARCH 1, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH BLUE SHIELD OF NEW JERSEY FOR PERIOD MARCH 1, 1983 TO JULY 31, 1984, TO PROVIDE OPEN-PLAN DENTAL BENEFITS TO EMPLOYEES AND ELIGIBLE DEPENDENTS OF VARIOUS UNIONS AND EMPLOYEE GROUPS OF THE CITY; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO AMEND EXISTING CONTRACT WITH GROUP DENTAL HEALTH ADMINISTRATORS, INC. TO PROVIDE FOR ITS TERMINATION ON JULY 31, 1984, AND A MONTHLY PREMIUM OF \$20.70 PER EMPLOYEE; TOTAL COSTS OF CONTRACTS SHALL NOT EXCEED \$583,000.; CONTRACTS SHALL BE CONTINGENT ON THE APPROPRIATION OF BUDGET FUNDS FOR SUBSEQUENT YEARS. (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (M)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd.

RESOLUTION APPROVING APPLICATION AND RELATED TAX ABATEMENT AGREEMENT FOR THE SPRUCE PARK ASSOCIATES, A LIMITED PARTNERSHIP, TO CONSTRUCT 98 HOUSING UNITS; BLOCK 123, LOTS 16, 17, 18, 23, 25, 27 (39-41, 43, 45-47, 55-57 AND 59-61 SPRUCE STREET) AND BLOCK 122, LOTS 50, 51, 52, 53, 54, 55, 56, 58, 59, 60, 62, 64, 17 AND 18 (36, 38, 40, 42, 44, 46, 48-50, 52, 54, 56, 58 AND 60 SPRUCE STREET AND 27, 29 LONGWORTH STREET); GRANTING EXEMPTION FROM TAXATION IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 44:14J-30 AND N.J.S.A. 55:16-18 FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF THE PROJECT OR THE TERM OF THE FIRST MORTGAGE TO BE INSURED BY HUD.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-ce.

RESOLUTION APPOINTING DENNIS LA SCALA MEMBER OF THE BOARD OF ADJUSTMENT FOR A TERM COMMENCING FEBRUARY 1, 1983 AND ENDING FEBRUARY 1, 1987.

A motion to defer action on the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cf.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING KENNETH AND KEVIN LITTLE, TWIN BROTHERS, ON THEIR SELECTION AS "YOUTHS OF THE YEAR" BY THE BOYS' AND GIRLS' CLUBS OF NEWARK.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cg.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING THE REVEREND DOCTOR BENJAMIN L. HOOKS, EXECUTIVE DIRECTOR OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE, AND WELCOMING HIM TO NEWARK FOR THE BANQUET OF THE NEWARK-NORTH JERSEY COMMITTEE OF BLACK CHURCHMEN.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.) RESOLUTION AMENDING RESOLUTION 7-R-bx (A.S.) DECEMBER 15, 1982, CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER, INC. FOR PURPOSE OF PROVIDING SERVICES TO RESIDENTS IN THE SOUTH BROAD VALLEY AREA; BY CHANGING ENDING DATE OF CONTRACT IN PARAGRAPH #1 TO READ AS OCTOBER 31, 1983 INSTEAD OF DECEMBER 31, 1983; FUNDS FOR CONTRACT TOTTALLING \$44,550.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ci.
(A.S.) RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, SECOND YEAR (H.C.D.A. II), FROM EVALUATION 3%, SALARIES AND WAGES, CITIZEN'S ADVISORY BOARD, SALARIES AND WAGES, OTHER EXPENSES, I.G.A. BUILDING, SALARIES AND WAGES, OTHER EXPENSES TO H.C.D.A., SEVENTH YEAR - \$18,294.48; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant.

Councilman Branch wanted to know if the transfer of funds was revised or new.

Chief Accountant George Fitzsimons replied that it was being transferred from H.C.D.A. II to H.C.D.A. III, and it was not being revised.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cj.
(A.S.) RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, FIFTH YEAR (H.C.D.A. V), FROM VARIOUS AGENCIES TO H.C.D.A., SEVENTH YEAR - \$98,149.87; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ck. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT
(A.S.) ACT, SIXTH YEAR (H.C.D.A. VI), FROM CONTINGENCY, OTHER EXPENSES TO H.C.D.A., SEVENTH
YEAR - \$91,554.23; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cl. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT
(A.S.) ACT, SEVENTH YEAR (H.C.D.A. VII), FROM VARIOUS BUDGETS - \$207,998.58 TO COMMUNITY
PARENTS, OTHER EXPENSES, REPROGRAMMABLE FUNDS, OTHER EXPENSES; PURSUANT TO ORDINANCE
6-S & F-d, APRIL 16, 1980.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman James and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cm. RESOLUTION AUTHORIZING MAYOR AND CITY CLERK ON BEHALF OF THE CITY OF NEWARK TO
(A.S.) EXECUTE CONTRACT AWARDED TO FROHLING AND HANLEY, NEWARK, NEW JERSEY, ATTORNEYS AT LAW,
FOR PROFESSIONAL SERVICES IN CONNECTION WITH ISSUANCE OF BONDS IN ACCORDANCE WITH
ATTACHED AGREEMENT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL
PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-1 ET. SEQ., AUTHORIZING ADVERTISING OF RESOLUTION.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cn. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM OFFICE OF THE CITY CLERK AND
(A.S.) MUNICIPAL COUNCIL, DIVISION OF MUNICIPAL COUNCIL, SERVICE BY CONTRACT OR AGREEMENT,
POSTAGE - \$3.00, CONFERENCES AND MEALS, O.C. - \$35.00, GASOLINE - \$63.00, TOTALLING
\$101.00 TO OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, DIVISION OF MUNICIPAL COUNCIL,
OFFICE EQUIPMENT - \$101.00; PURSUANT TO N.J.S.A. 40A:4-58.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-co. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$50,000. IN THE OFFICE OF THE
(A.S.) MUNICIPAL COUNCIL TO PROVIDE FUNDS FOR THE COMPUTERIZATION START-UP FOR THE OFFICE
OF THE CITY CLERK AND MUNICIPAL COUNCIL.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 2, 1983

7-R-cp. RESOLUTION APPOINTING THOMAS L. MURRAY, A SPECIAL POLICEMAN FOR THE YEAR ENDING
(A.S.) DECEMBER 31, 1983.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cq. RESOLUTION REGARDING THE LICENSING OF HAZARDOUS WASTE FACILITIES IN THE CITY
(A.S.) OF NEWARK.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cr. RESOLUTION DESIGNATING LAND AND BUILDING AT BROAD, ORANGE AND ESSEX STREETS
(A.S.) AS "ONE WASHINGTON PARK."

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO REQUEST THE TAX ASSESSOR TO DETERMINE
HOW LONG 145-161 PENNINGTON STREET HAS BEEN WITHOUT STRUCTURE; FURTHER, TO REQUEST
THE CITY ADMINISTRATION TO HAVE THE PROPERTY LOCATED AT 163 PENNINGTON STREET, WHICH
IS IN DETERIORATED CONDITION, EXPEDITED FOR DEMOLITION, was made by Councilman
Martinez, seconded by President Grant and declared adopted by President Grant by
the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 2, 1983

7-M-b.

A MOTION OPPOSING THE PLACEMENT OF VIDEO SLOT MACHINE-TYPE GAMES THROUGHOUT THE STATE OF NEW JERSEY AS HAS BEEN PROPOSED BY THE NEW JERSEY LOTTERY COMMISSION, was made by Councilman Carrino, seconded by Councilman Payne.

Councilman Payne mentioned that a letter was sent to Senator Wynona Lipman asking her not to vote on legislation which her committee was going to be asked to sign. He felt that lotteries were bad for poor people, it puts them in a position to spend dollars they do not have.

Councilman Carrino felt that the machines were going to be placed in the bars in the City. He said that would mean that the poor people in urban areas around the State would also be subject to spending money.

Councilman Martinez agreed with his colleagues. He noted if they were placed in Newark International Airport then more people would use the airport. It would anticipate a larger revenue.

Councilman Payne said Newark suffers from gambling revenue. He said the money did not go back into the City.

Councilman Carrino stated that was why he felt the motion should be passed. So that Trenton would know that the City Council might be considering special legislation for the lottery to go somewhere specifically. He indicated that the policy of the Lottery Commission was to place machines in bars in all areas of the State.

Councilman Martinez asked Councilman Carrino if he would consider changing the motion around to invite the Lottery Commission rather than rejecting it totally.

Councilman Carrino replied in the negative. He wanted the Lottery Commission to contact the City Council.

Councilman Tucker noted if it was legalized then maybe some of the money would come into the City of Newark.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Tucker, Villani.

No: Councilman Martinez.

Not Voting: Councilman James, President Grant.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO CONTACT APPROPRIATE LEGISLATIVE SERVICES PERSONS TO DETERMINE THE DESIGNATION OF FUNDS GENERATED BY THE NEW JERSEY STATE LOTTERY, was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION IN OPPOSITION TO PENDING LEGISLATION, SENATE BILL 1024 AND ASSEMBLY BILL 1969, WHICH WOULD PERMIT CERTAIN NON-LICENSED RESTAURANTS TO SERVE BEER AND WINE, was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 2, 1983

7-M-e.

A MOTION REQUESTING THE LAW DEPARTMENT TO RESEARCH AFFIRMATIVE ACTION "SET-ASIDE" PROGRAMS PERMISSIBLE UNDER STATE LAW IN COMPARISON TO THE SAME TYPE OF PROGRAMS USED BY THE FEDERAL GOVERNMENT AND ITS AGENCIES; FURTHER, TO POINT OUT SPECIFIC WAYS IN WHICH NEW JERSEY'S STATE STATUTES MIGHT BE STRENGTHENED TO PERMIT MUNICIPALITIES SUCH AS NEWARK TO IMPROVE THEIR AFFIRMATIVE ACTION SET-ASIDE PROGRAMS, was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-f.

A MOTION REQUESTING THAT THE ADMINISTRATION, ON A MONTHLY BASIS, DELIVER TO THE OFFICE OF THE CITY CLERK A REPORT DETAILING THE VARIOUS CITY SERVICES BEING DELIVERED TO THE RESIDENTS ON A WARD-BY-WARD BASIS, was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-g.

A MOTION REQUESTING THE DIRECTOR OF DIVISION OF LICENSES TO INFORM THE GOVERNING BODY AS SOON AS POSSIBLE AS TO THE LICENSE RENEWAL DATES FOR ALL AMUSEMENT AND/OR VIDEO GAME PARLORS, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CORPORATION COUNSEL TO TAKE APPROPRIATE LEGAL ACTIONS IMMEDIATELY TO INSURE THAT THE NEWARK MUNICIPAL COUNCIL BE IN RECEIPT OF THE CURRENT BUDGET OF THE NEWARK HOUSING AUTHORITY; FURTHER, REQUESTING THE CORPORATION COUNSEL TO REPORT ON THE PROGRESS OF HIS CONTINUED EFFORTS TO INSTITUTE LEGAL PROCEEDINGS AGAINST THE NEWARK HOUSING AUTHORITY FOR FAILURE TO SUBMIT COMPLETE AND DETAILED COPIES OF THE MINUTES OF ITS MEETINGS ON A REGULAR AND TIMELY BASIS, was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-i.

A MOTION DIRECTING THE CITY CLERK TO VERIFY THE OWNERSHIP OF 32 GREEN STREET; FURTHER, DIRECTING THE CITY CLERK TO IMPLEMENT THE PROCESS OF NAMING THE BUILDING IN HONOR OF MR. HARRY L. WHEELER, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-j.

A MOTION SALUTING THE JERRY PASTORE CIVIC AND WELFARE ASSOCIATION AND ITS STANDARD BEARER, GERARD PASTORE, ON THE 13TH ANNIVERSARY OF ITS FOUNDING, AND WISHING THEM MANY MORE YEARS OF SUCCESSFUL SERVICE TO THE COMMUNITY, was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-k.

A MOTION CONGRATULATING RUDY AND LOUISE CAPOZZI, LIFELONG RESIDENTS OF NEWARK, ON THEIR 39TH WEDDING ANNIVERSARY AND THEIR SELECTION AS "MAN AND WOMAN OF THE YEAR" BY THE JERRY PASTORE CIVIC AND WELFARE ASSOCIATION, was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 2, 1983

COMMUNICATIONS AND PETITIONS.Communications.

- 8-a. The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED JANUARY 21, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 4, ALCOHOLIC BEVERAGES, CHAPTER 2, LICENSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED." (TO ADJUST FEES FOR CERTAIN MUNICIPAL ALCOHOLIC BEVERAGE LICENSES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

- 8-b. The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO REPEAL TITLE TWENTY-FIVE, CHAPTER THREE, SECTION NINE; AND TO AMEND TITLE TWENTY-FIVE, CHAPTER THREE, SECTIONS ONE AND TWO, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED."

(To adjust water rates and charges for Municipal Water Supply)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

- 8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF CLERK, RENT CONTROL)

(New Title - Civil Service Reclassification)

(Chief Clerk, Rent Control

(35 Hours)

1/1/83 \$14,956.57 - \$18,178.48)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Villani, President Grant.

No: Councilmen James, Tucker.

Absent During Roll Call: Councilman Branch.

- 8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR TRAFFIC ENUMERATOR (18 HOURS)).

(New Title - Part Time Position - Not covered by Civil Service Association
Contract - Essex Council #1)

(Traffic Enumerator

(18 Hours)

1/1/83 \$5,148.86 - \$6,258.14)

(Copy of ordinance and correspondence submitted to each Member of the Council)

February 2, 1983

A motion to reject this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY (6-S & F-bf) ADOPTED NOVEMBER 22, 1966.'" (TO CREATE THE TITLE AND SALARY RANGES FOR LINEMAN FOREMAN AND TO DELETE THE TITLE OF FOREMAN, FIRE ALARM TELEGRAPH)

(Civil Service Reclassification - No change in salary)

(Lineman Foreman

(2)

1/1/80 \$20,140.58 \$20,050.42 \$21,756.02

1/1/81 21,240.58 22,050.42 22,856.02)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'" ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR EXECUTIVE DIRECTOR, .P.D.O., IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE) (H.C.D.A.)

(5% per year after October 1, 1980 - Not covered by Civil Service Association

Contract - Essex Council #1)

(Executive Director, M.P.D.O. 10/1/80 \$32,646.80 - \$39,682.98

1/1/81 34,279.15 - 41,667.13

1/1/82 35,993.11 - 43,750.49

1/1/83 37,792.76 - 45,938.01)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'" ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, PLANNING AND GRANTSMANSHIP, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE) (H.C.D.A.)

(5% increase - 1981; 5.8% increase - 1982; 5% increase - 1983 - Not covered by Civil Service Association Contract - Essex Council #1)

(Director, Planning and Grantsmanship

1/26/81 \$34,013.70 - \$41,343.75

1/1/82 35,993.11 - 43,750.49

1/1/83 37,792.76 - 45,938.01)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

Absent During Roll Call: Councilman Branch.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "CAPITAL ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$100,000. FOR THE RECONSTRUCTION OF FIREHOUSES IN AND BY THE CITY OF NEWARK, COUNTY OF ESSEX, NEW JERSEY, AND APPROPRIATING \$100,000. FROM THE CAPITAL IMPROVEMENT FUND OF THE CITY FOR FINANCING THE APPROPRIATION".
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

Absent During Roll Call: Councilman Branch.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF BALL STREET, AS LAID OUT 60 FOOT IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE SOUTHERLY LINE OF DELANCY STREET SOUTHERLY TO THE NORTHERLY LINE OF THE NEW JERSEY TURNPIKE RIGHT-OF-WAY."
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

Absent During Roll Call: Councilman Branch.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 4, CHAPTER 1, BY ADDING THERETO THE WORD 'SATURDAY' TO TITLE 4, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Provision for hours of closing of liquor licensed premises for New Year's Day falling on Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

Absent During Roll Call: Councilman Branch.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "BOND ORDINANCE REAPPROPRIATING \$1,206,741.81 BOND PROCEEDS NOT NEEDED FOR THE PURPOSES FOR WHICH THE BONDS ORIGINALLY WERE ISSUED, IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND PROVIDING FOR THE AMENDMENT OF BOND ORDINANCE 6-S & F-b, FINALLY ADOPTED JANUARY 6, 1982 AND BOND ORDINANCE 6-S & F-a, FINALLY ADOPTED JANUARY 6, 1982 AS AMENDED BY BOND ORDINANCE 6-S & F-u, FINALLY ADOPTED SEPTEMBER 15, 1982 IN ORDER TO PROVIDE FOR A CHANGE IN THE DESCRIPTION OF THE PROJECTS AUTHORIZED TO BE UNDERTAKEN."

(Copy of ordinance and correspondence submitted to each Member of the Council)

February 2, 1983

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 15, SUBTITLE 1, 'HOUSING CODE', CHAPTER 6, 'ROOMING HOUSES; LICENSING PROVISIONS', OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (DELETE REFERENCE TO THE SECRETARY OF THE BOARD OF ADJUSTMENT AND TO PROVIDE FOR REFERENCE TO ZONING OFFICER)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Branch.

At a later time in the meeting, Councilwoman Villani indicated she wanted to change her vote from the affirmative to not voting.

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino, Councilwoman Villani.

Absent During Roll Call: Councilman Branch.

B-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 2, CHAPTER 4, 'GENERAL ADMINISTRATION,' ARTICLE 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO DELETE REFERENCE TO THE SECRETARY, BOARD OF ADJUSTMENT AND TO PROVIDE FOR REFERENCE TO ZONING OFFICER)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Branch.

At a later time in the meeting, Councilwoman Villani requested to change her vote from the affirmative to not voting.

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino, Councilwoman Villani.

Absent During Roll Call: Councilman Branch.

February 2, 1983

1031

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY AND HOURS OF WORK FOR SECRETARY, BOARD OF ADJUSTMENT)

(Change in hours and salary for Secretary, Board of Adjustment to 10 hours - \$3,500.)

(Secretary, Board of
Adjustment (10 hours)

\$3,500. - \$3,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to amend this ordinance by deleting 10 hours per week and increasing the salary to \$5,000. and place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Branch.

A motion directing the City Clerk to place this ordinance, as amended, on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Branch.

At a later time in the meeting, Councilwoman Villani requested to change her vote from the affirmative to not voting.

A motion directing the City Clerk to place this ordinance, as amended, on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino, Councilwoman Villani.

Absent During Roll Call: Councilman Branch.

Councilman Martinez indicated he wanted a copy of the minutes of this meeting with reference to Communications 8-l. through 8-q. sent to Judge Scalera.

8-o.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE TITLE AND SALARY RANGE FOR ZONING OFFICER IN THE BOARD OF ADJUSTMENT)

(New title of Zoning Officer - Same salary as present Secretary)

(Board of Adjustment

Zoning Officer

\$24,361.83 - \$29,611.08)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Branch.

At a later time in the meeting, Councilwoman Villani requested to change her vote from the affirmative to not voting.

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino, Councilwoman Villani.

Absent During Roll Call: Councilman Branch.

8-p.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT ZONING OFFICER)

(Title change for Assistant Secretary to Assistant Zoning Officer - no salary change)

(Board of Adjustment, Assistant

Zoning Officer (35 Hours) \$23,201.36 - \$28,201.02)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Branch.

At a later time in the meeting, Councilwoman Villani requested to change her vote from the affirmative to not voting.

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino, Councilwoman Villani.

Absent During Roll Call: Councilman Branch.

8-q.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JANUARY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR ASSISTANT SECRETARY, BOARD OF ADJUSTMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino, Councilwoman Villani.

Absent During Roll Call: Councilman Branch.

February 21, 1983

8-r.
(A.S.)

The City Clerk presented proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ALLOW THE OPTION OF FILLING THE POSITIONS WITH 1, 2, 3, 4 OR 5 PERSONS)

(No additional funding required)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Absent During Roll Call: Councilmen Branch, James.

8-s.
(A.S.)

The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED FEBRUARY 2, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE TWENTY-FIVE, CHAPTER THREE, SECTIONS FOUR AND FIVE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED."

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilman Payne, President Grant.

No: Councilmen Carrino, Martinez.

Not Voting: Councilmen Rice, Tucker, Councilwoman Villani.

Absent During Roll Call: Councilmen Branch, James.

A motion directing the City Clerk to place this ordinance on the February 16, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Carrino, Payne, Tucker, Villani, President Grant.

No: Councilmen Martinez, Rice.

Absent During Roll Call: Councilmen Branch, James.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffles were issued from January 11, 1983 to January 25, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Columba's Church	8545 (Amended)
Alanon Association, Inc.	8723 (Amended)
Ms. Civic Association	8827
Babyland Nursery, Inc.	8828
Babyland Nursery, Inc.	8829

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Columba's Church	8830
Our Lady of Mount Carmel Church	8831
Ladies Auxiliary of Newark Abbey	8832
Rosary Altar Society of Sacred Heart Church	8833

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Branch, James.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Branch, James.

This meeting adjourned at 6:25 P.M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Ralph T. Grant, Jr.

Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:03 P.M.

President Grant called the meeting to order and asked for roll call.

Present: President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated January 4, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, February 8, 1983, at 10:30 A.M., or as soon thereafter as Council can convene to consider the following legislation:

Temporary emergency resolution appropriating \$317,202.28, Mandatory Items, Deferred Charges, for repayment of Disallowed Costs; funds shall be provided in 1983 City of Newark Budget.


Resolution for payment of Disallowed Costs under various Housing and Urban Development Contracts.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day'".

President Grant stated this meeting is adjourned until Tuesday, February 15, 1983, at 10:00 A.M.

This meeting adjourned at 4:05 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

Feb. 8, 1983

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Newark, New Jersey, February 15, 1983

1036

A recessed meeting of a special meeting of February 8, 1983, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:00 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Rice, Villani, President Grant.

(Councilmen Martinez, Payne and Tucker arrived 3:02 P.M.)

City Clerk D'Ascensio read letter dated January 4, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, February 8, 1983, at 10:30 A.M., or as soon thereafter as Council can convene to consider the following legislation:

Temporary emergency resolution appropriating \$317,202.28, Mandatory Items, Deferred Charges, for repayment of Disallowed Costs; funds shall be provided in 1983 City of Newark Budget.

Resolution for payment of Disallowed Costs under various Housing and Urban Development Contracts.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on February 4, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$317,202.28, MANDATORY ITEMS, DEFERRED CHARGES, FOR REPAYMENT OF DISALLOWED COSTS; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

President Grant mentioned that the Council, in the last couple of years, had been apprised as to the seriousness of this matter. He stated that HUD would look favorably upon reducing the amount further if the City could substantiate areas of audit exceptions. He indicated he was prepared to move that piece of legislation.

Councilman James explained that the Council had been very diligent in exploring viable alternatives as opposed to the usage of municipal dollars. He said Administration should be reminded that the expenditure of Federal dollars should be done according to established guidelines. When there were questionable expenditures of money they should be researched with the City's Fiscal Officer. He stated he supported the legislation.

Councilman Branch said he supported what his colleagues had stated. He mentioned his concerns were ways of looking at alternatives from preventing the Council from going through it again.

Councilman Martinez said he also concurred with his colleagues. He felt the rules and guidelines should be strengthened. He added that the Government should take a hard look at some of the programs and agencies to make sure that does not happen again. He commended the members of the team that did the negotiations with HUD and the Federal Government because the dollar figure that would have been returned was \$8,000,000. He indicated that he also supported the legislation.

February 15, 1983

February 15, 1983

City Clerk D'Ascensio brought out the fact that the resolution was tabled at the February 2, 1983 meeting.

Councilman Payne noted he concurred with the thoughts that were previously recorded. He felt it was unfair that the Federal Government was being penalized for something which they had no control over. He stated the money could have been used for essential services in the Year 1983. He said he also supported the legislation.

Councilman Martinez indicated he had a conversation with Councilman Carrino on the telephone and he had indicated it would be alright to remove the resolution from the table. He said that he would second it.

President Grant reminded the Members of the Council that it was the history of the Council to respect the wishes of the maker and seconder of a motion to table. He stated he would accept what Councilman Martinez just told him and that a roll call would be in order to remove the resolution from the table.

A motion to remove TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$317,202.28, MANDATORY ITEMS, DEFERRED CHARGES, FOR REPAYMENT OF DISALLOWED COSTS; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET from the table was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-a.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$317,202.28, MANDATORY ITEMS, DEFERRED CHARGES, FOR REPAYMENT OF DISALLOWED COSTS; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled February 2, 1983)

(Resolution removed from the table February 15, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK FOR FIRST PAYMENT OF \$317,202.28 PAYABLE TO UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR PAYMENT OF DISALLOWED COSTS UNDER VARIOUS HOUSING AND URBAN DEVELOPMENT CONTRACTS; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, NEWARK AREA OFFICE, TO ACCOMPLISH GOAL OF CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

12.

A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned 3:10 P.M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Ralph T. Grant Jr.

Ralph T. Grant, Jr.
President

Newark, New Jersey, February 16, 1983

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

1038

The audience arose for the National Anthem.

The prayer was offered by Reverend Nehemiah Augustus Jones, True Fellowship Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Captain Donald Blydenburgh, Sergeant-at-Arms, Assistant Corporation Counsel Donald Dvorin.

(Councilman Payne arrived 8:05 P. M.)

(Councilman Carrino arrived 8:31 P. M.)

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 8, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.) GENERATED PRINT OUT REFLECTING RENTAL ACTIVITY OF CITY-OWNED PROPERTY FOR THE MONTH OF JANUARY, 1983, SUBMITTED BY OTTO S. ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Activity Report be received and placed on file was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-b.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JANUARY, 1983.

A motion that the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-c.

The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF DECEMBER, 1982.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Feb. 16, 1983

4-d.

The City Clerk presented C.E.T.A. QUARTERLY REPORT FOR PERIOD ENDING DECEMBER 31, 1982, SUBMITTED BY ELTON HILL, BUSINESS ADMINISTRATOR.
(Copy submitted to each Member of the Council)

A motion that the Quarterly Report be received and placed on file was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-e.

The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, FOR PERIOD JANUARY 1, 1982 THROUGH DECEMBER 31, 1982.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-f.

The City Clerk presented REPORT OF BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF JUNE 30, 1982, SUBMITTED BY FLEMING JONES, FINANCE DIRECTOR.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, BUDGET MEETING, HELD DECEMBER 15, 1982.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT; REGULAR MEETING HELD DECEMBER 15, 1982; RECONVENED MEETING HELD DECEMBER 30, 1982.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by President Grant and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH; REGULAR MEETING DECEMBER 15, 1982; RECONVENED MEETING HELD DECEMBER 30, 1982.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD DECEMBER 29, 1982.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-k.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD DECEMBER 29, 1982.

1040

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-l.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR MONTH OF DECEMBER, 1982.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-m.

The City Clerk presented REPORT OF DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR THE MONTHS OF SEPTEMBER, 1982 TO NOVEMBER, 1982.

A motion that the Report be received and placed on file was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-n.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL PROJECTS R-58 AND R-121 AND HCDA FOR THE MONTH OF DECEMBER, 1982.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

(Councilman Payne arrived 8:05 P. M.)

BOARD OF ADJUSTMENT - APPEAL

4-A 1.

The City Clerk read APPLICATION OF CELESTINO GARCIA, APPLICANT AND OWNER, UNDER CONTRACT, FOR VARIANCE TO THE ZONING ORDINANCE OF THE CITY OF NEWARK, TO PERMIT IN A 2ND INDUSTRIAL DISTRICT THE ESTABLISHMENT OF A JUNK YARD FOR THE DISMANTLING, STORAGE AND SALE OF USED AUTO PARTS ON PREMISES 145-161 PENNINGTON STREET.

(Mrs. Ella James, Appellant)

(Board of Adjustment hearing held November 9, 1982)

(Appeal filed November 10, 1982)

(Transcript filed December 10, 1982)

(Public Hearing closed)

City Clerk D'Ascensio stated this is the continuation of the appeal filed on November 10, 1982, by Ms. Ella James from the granting of a variance by the Board of Adjustment on November 9, 1982 to permit in a 2nd Industrial District the establishment of a junk yard for the dismantling, storage and sale of used auto parts on premises 145-161 Pennington Street. The Public Hearing on this matter was held at the meetings of the Municipal Council on January 5, 1983, January 19, 1983 and February 2, 1983. At the meeting of February 2, 1983, the Municipal Council closed the hearing and deferred action until the meeting of the Municipal Council on February 16, 1983, at 8:00 P. M. The matter is before you for final decision.

February 16, 1983

Councilman Tucker said just as a matter of clarification, can they have the response from the Law Department read into the record.

The City Clerk read the following response from Corporation Counsel Teare, dated February 14, 1983:

Newark

Kenneth A. Gibson
Mayor

Department of Law

920 Broad Street
Newark, New Jersey 07102
201 733-3880

John J. Teare
Corporation Counsel

February 14, 1983

M E M O R A N D U M

TO: Frank D'Ascensio, City Clerk

FROM: John J. Teare, Corporation Counsel

RE: Application of Celestino Garcia, applicant and owner, under contract, for variance to the Zoning Ordinance of the City of Newark, to permit in a 2nd Industrial District the establishment of a junk yard for the dismantling, storage and sale of used auto parts on premises 145-161 Pennington Street.

This is written in response to your request for an opinion on the following matters:

- (1) Whether the Board of Adjustment violated the Municipal Land Use Law by limiting the number of objectors who were permitted to speak at the hearing in the above matter;
- (2) Whether the Board of Adjustment has cited a "special reason" for granting the variance.

The Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq. sets forth the procedures to be followed in hearings before the Board of Adjustment. The statute provides for notice of hearings to the general public by newspaper publication and notice by personal service or certified mail to certain municipal, county and state officials and to property owners within 200 feet of the property which is the subject of the hearing (N.J.S.A. 40:55D-12). The Land Use Procedures Ordinance of the City of Newark, R.O. 16A:3-6, follows the

procedural requirements of the statute except that the ordinance also requires notice to tenants of all residential properties within 200 feet which contain more than 4 units, by posting in a lobby or hallway. At the hearing, testimony of all witnesses relating to the application must be taken under oath or affirmation and the right of cross-examination must be permitted to all interested parties (N.J.S.A. 40:55D-10). "Interested parties" are those persons whose right to use, acquire, or enjoy property is or may be affected by any action or failure to act under the Municipal Land Use Law (N.J.S.A. 40:55D-4).

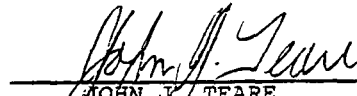
The obvious intent of the notice provisions of the statute and the provisions governing the conduct of the hearings, is to permit interested parties to participate in hearings before the Board. The right of objectors to participate in hearings is, however, subject to reasonable limitations as to time and number of witnesses (N.J.S.A. 40:55D-10d). Furthermore, the Board may exclude irrelevant, immaterial or unduly repetitious evidence (N.J.S.A. 40:55D-10e). A determination as to whether the Board violated the Municipal Land Use Law hinges, then, on whether the Board was reasonable in limiting the number of objectors to three persons.

In our opinion, the Board was not reasonable in limiting testimony. It cannot be said that the testimony of the objectors at the hearing was so time consuming that the Board was justified in curtailing additional witnesses. Moreover, although the Board can limit repetitious statements there is nothing in the record to indicate that objectors who did not speak had no new information to impart to the Board. The limitation to three objectors appears to have been made solely to comply with Article III, paragraph 5 of the Board's by-laws which permit only three objectors to testify where there are more than three present, rather than on a determination that the testimony of other objectors would be repetitious of prior testimony. Under the circumstances, it would be appropriate for the Municipal Council to remand the matter to the Board to hear further testimony from the objectors.

As to whether the Board cited special reasons for granting the variance, a review of the transcript of the hearing and of the Board's Resolution indicates that it made no specific references to "special reasons." However, there were several references to the area being extremely deteriorated and one Commissioner observed that he could not "think of anything that you could put in that area right now that would enhance it" (page 38, lines 1-3). This observation suggests that the Commissioner accepted the argument advanced by the property owner that he had difficulty in making beneficial use of his property because of the state of deterioration of the area. The inability to use property for the uses permitted in the zoning district can constitute a "special reason" under the Municipal Land Use Law.

In any event, since the Municipal Council does not review the Board's decision but makes its own decision based on the record (Evesham Tp. Bd. of Adjustment v. Evesham Tp., 86 N.J. 295 (1981)), whether or not the Board found special reasons is of no consequence. The Municipal Council need only be concerned with whether the record supports a conclusion that special reasons were shown for granting the variance. Should the Municipal Council determine that the record needs clarification or amplification on this point, it may remand the matter to the Board for the purpose of hearing additional testimony and receiving additional evidence on the question of special reasons.

February 16, 1983


 JOHN J. TEARE
 Corporation Counsel

JJT/RLB/bjl

Councilman Tucker said he would like to request the legal opinion that was requested at the last Council meeting be part of the record in regard to dealing specifically with this appeal and consistent with that he would like to at this time read the following motion:

"The Municipal Land Use Law requires that an applicant for a use of a variance show that there is a special reason for granting a variance. Neither the record before the Board of Adjustment nor the Board resolution indicates a special reason. Although the inability to use property for permitted use may constitute a special reason, and there is some testimony regarding the inability to utilize the premises for residential purposes. There is nothing in the record to indicate that the property could not be utilized for other permitted uses. I, therefore, move to remand the matter to the Board of Adjustment for additional testimony relating to whether there is a special reason and to provide an opportunity for the residents of the area dwelling within 200 feet the opportunity to be heard. Second, is that there is no listing in the transcript which indicates the posting in the hallways had taken place within the 200 feet listing. There is a certification of letters being sent to residents of the area within 200 feet but there is no certification that a posting, that was adopted by ordinance amending the Land Use Law for the Board of Adjustment was in effect taken care of, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

Not Voting: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.

Councilman Tucker requested, through the Chair, to have Assistant Corporation Counsel Dvorin approach the rail.

Councilman Tucker said consistent with the Land Use Law on this matter, since the 95 days has lapsed and the applicant has extended the period of 95 days for this meeting, if there is no action taken by the Council on this matter tonight, what is the result of the appeal of the variance.

Assistant Corporation Counsel Dvorin replied first of all if you need another extension, you need permission from the applicant and if he doesn't give it, then the decision must be reached today.

Councilman Tucker said he will again repeat. The applicant at the last meeting on the record indicated that he waived the 95 days until this meeting. So the fact of the matter is that a motion to remand has been made by himself and there has been no action taken on it. If the Council does not move affirmatively, is that variance approved.

Assistant Corporation Counsel Dvorin replied in the affirmative.

Councilman Tucker said in that light, he would like to get a reading of the vote.

Administrative Specialist Maszczak read the roll call.

Councilman Tucker said just as a matter of legal clarification, so in this particular case in this vote, whether we like it or not, whether they are voting yes or no, if there is no affirmative action taken then, again, for the record, this means that this variance could be approved and the junkyard would be approved to be established at that location.

Assistant Corporation Counsel Dvorin replied that was absolutely correct.

Councilman James said is he correct to assume that the act of remanding simply means that it goes to the Board of Adjustment and then comes back to this Body.

Assistant Corporation Counsel Dvorin replied that if it is remanded it goes back to the Board of Adjustment for whatever reasons Council is remanding it, for special findings, to hear new witnesses, things in that order.

Councilman James said he is precluding what the actions of that Body will be. They have remanded before, it simply comes back here. It is a boomerang. He just wants to have a clear understanding. They remand to the Board, their action neither they or anyone in the audience can anticipate. It simply comes back to this Body.

Councilman Tucker said he would like to change his motion and have the same statement which he read previously on the motion to remand, to reject based on the findings of the Law Department and also based on the communication, that in effect the Board of Adjustment violated the Land Use Law.

President Grant said in light of the motion and in light of parliamentary procedure they are calling now for a second motion on the same piece of legislation. There was a motion earlier to remand and that motion failed and now we have a motion to reject.

Councilman Martinez said he sees where Councilman James' statement is coming from and hoped other people would see where it is coming from. It is sort of a piggyback. He said he would like to read a short statement dealing with the whole appeal process of the Board of Adjustment. First of all the property involved on this appeal is a vacant lot located on the southwest corner of Pennington and Dawson Streets. It is extremely irregular in shape with frontages of approximately 211' on Pennington Street and 92' on Dawson Street. It has been an abandoned vacant lot since 1958 for 25 years which has been researched by the City Tax Department. This area is within a 200 foot radius. It is comprised of residential and industrial uses. There are several garbage strewn vacant lots and deteriorated structures in the immediate vicinity of the property. Photographs which are submitted to the Board of Adjustment showed the deteriorated condition of this particular area. There was testimony by the property owner who lived next door. Mr. Somodi "I own the property adjacent to the lot. I have been living there for 39 years and for the past 15 years I was wondering when somebody was going to do something about the property behind me. The place is worse than a City dump. A City dump at least covers up the trash. I am in favor of it." There was testimony by the property owner that he purchased the property a few years ago with the intention of building subsidized family housing on this property and on a 80,000 square foot lot across the street. He indicated he spent approximately \$52,500. to pay back taxes and additional sums to architectural firms to survey the property and design and propose three story garden apartments. But subsidized housing was never developed. An application to the New Jersey Housing Finance Agency was rejected because the area was deteriorating. Although objectors testified that they thought the granting of the variance would make the area worse then it is, one witness who lives on the property adjacent to the lot, right next door and lived there for 39 years stated he was in favor of the variance since the lot was now worse than the City dump as quoted by Mr. Somodi. The owner of the lot also owns an 80,000 square foot lot across the street. He is in favor of the variance as an improvement of the area and stated that it would not be in his best interest to support the variance if he thought it would jeopardize the value is larger than the piece of property. The Board of Adjustment submitted six different conditions. 1) Premises are to be kept clean and orderly at all times; 2) No dismantled auto parts are to be placed outside the property; 3) Sidewalks are to be kept clear of vehicles; 4) An eight-foot high non-see-thru fence is erected; 5) Hours of operation are to be limited to 8:00 A. M. to 5:00 P. M. on Monday through Fridays and 8:00 A. M. to 12:00 Noon on Saturday; 6) No automobile parts are to be sold to the public.

Councilman Martinez said the position he is making is that here is a person who lives next door and says "I want it", and then there are objectors that say "I don't" and he certainly does not fault the objectors. He thinks this Council is set in a position where they are similar to a court of law. He can recall in 1976, Councilman Tucker, Councilwoman Villani, Councilman James, Councilman Carrino and himself, were cited for contempt of court and were cited for not wanting to vote for revaluation. They went before a judge in a court of law. They had hundreds of supporters in the audience. The judge did not look at the supporters, he looked at the transcript, he looked at the case and found each and every one of them guilty. They seem to be put in positions on this Council level and he is requesting the Law Department on this date, he does not feel the City Governing Body should hear any appeals. It becomes political and becomes a point of not being fair to either the objectors or the applicant. He thinks that all appeals should be heard by a court of law. They should not be put in this position. One of the statements last week, at the Council meeting, one of our Council colleagues made mention that this should be built on Avenue L. There is no where in the transcript that says anything about Avenue L in the transcript. However, that Councilman received applause. It played to the public and played a position. Their decision may not be popular when the Council makes a decision. However, it has to be based strictly on this particular transcript. No where can they deviate from it. He is not saying to Councilman Tucker, that he is making a move for approval, however there are two sides of the story. A person who lives next door states, "I want it" and someone else who lives in the neighborhood and says "I don't want it". There is no way anyone is going to appease everyone on a particular decision which comes to an appeal. He simply feels this Council should research the matter thoroughly to take all appeals and submit them to a Superior Court.

Councilman Tucker said first of all, needless for him to say he vehemently disagrees with Councilman Martinez and wanted the record to show why. He is equating that one person is equivalent to 300. He just believes and it would be better for him to say that is pure ridiculous. The other factor that Councilman Martinez is saying that 19 people who object to a basic development is equivalent to one person. That is ridiculous and he does not know who made the statement about Avenue L but he will make a statement and he is going to be very frank and very straight forward and blunt. If this request was made for Adams Street, it would have never been approved. If it was made for Van Buren Street it would have never been approved. If it was made for Pulaski Street, it would have never been approved. If it was made for Fleming Avenue it would have never been approved. If it was made for Walnut Street it would never be approved. So let's not each other as to what the we are dealing with. So we are not talking about politicizing. He thinks the actions of the Board of Adjustment and the actions of the Council on this matter make it clear exactly what the ... it is. So let us not sit down and allow ourselves to get into a game. The net result of any particular variance on any particular area and the reason for a variance is that they have the Land Use Law that says very simply "you must at least pinpoint a special reason". There is no special reason in the transcript. That is not his statement, that is a statement from the Corporation Counsel. Land Use Law says that you must provide access to people in the area to be heard. That is not his statement, that is the opinion of the Corporation Counsel. The people have not been given an opportunity to be heard. All he is saying is if they are going to talk about politics, let's put it down in front where it is. He placed an ordinance on the record that says you must post a notice in the hallways to notify the tenants. There was no notice posted in the hallways to notify the tenants within 200 feet. This has been a flagrant violation of the existing Land Use Law and Municipal Ordinance. To sit down here and equate one person to 300 or one person to 19 is really kind of gross. All he is saying is that if people want to be politic, fine, then do that but don't the people.

Councilman James said he had the opportunity to look at the area and although they are talking about a variance, he thinks if anyone has been in the area, it is a present indictment of the City Administration and this Council. He has listened to some of the assertions made by Mrs. Ella James about the absence of code enforcement in the area. He thinks that is a reality. There has been assertion about the lack of cleanliness of the area and based on his inspection of the area with debris throughout the area, dumping on the public street, that is true. There is a charge that there has been no enforcement of prior variances which had restrictions, that is true and he would therefore, suggest for the record and for this Council that

they bring to the attention of Administration and certainly that is not enough but they lobby with Administration to make sure that this entire area would have in fact code enforcement and more importantly the delivery of essential services and those services should be motor broom service, lot clean-up program, sanitation pick-up, bulk pick-up and he thinks they should also charge Ms. Charlotte Adams of the Planning Board to review the varied zoning areas down there whereby they have industrial, light industrial, commercial, residential. He thinks this area is critical for the Planning Board to review. He thinks right now as they look at the area, no one in City Government should be proud of it. He was totally shocked. He would certainly praise Ms. James in the maintenance of her property and her house but the area is a failure and that failure is a reflection of Administration and the Council.

Councilman Rice said he can certainly understand Councilman Martinez when he said we should not quasi judicial this particular proceedings. Perhaps it should go into a court of law, the fact of the matter is that it is before them. He has worked in that area for some time and he was present at the pre-meeting conference when the photographs were shown of the area of filth. He once again concurs with what was stated by Councilman James but he stands by Councilman Tucker on this issue with his vote and he doesn't think this Council can afford to abstain. They are talking about something far beyond the politics. They are talking about people rights, they are talking about human rights and rights you cannot balance and he recognizes on both sides of that coin too. It is a hard decision to make but it is not that hard when you go through the community and look at the location and you recognize that a junkyard is going next to an area of a housing project, public housing project in a community, when it appears for whatever reason by chance or choice that there are other areas outside of that community, any down neck area, such as Avenue L and P, could house those kind of locations. He just feels sorry for the owner of that property for trial and tribulations that he or they must go through but also sympathize with the people. He thinks the people right and he is just glad and thanks the Good Lord that it is not in his Ward because they would get a little more extreme with it. In fact the filth is down there and the owner of the property would be compelled by this Administration to get that stuff up, somebody would have to do it. He was kind of appalled the pictures coming before them. If someone bought a piece of property and said he is the owner, and constantly being filled with junk and constantly cleaning it, he has seen some clean areas down there, he may look at it a little different. No one can sell him on a junkyard in a community. If they want to really draw a line and talk about poor folks, it seems to him in poor cities like Newark and poor people like himself, his ethnic, poor whites, always getting dumped on and yet elected officials say they can't make decisions. He just cannot understand that. He stands by his Council colleague and he would hope this Council would vote yes, or no because an abstention on this particular issue is fence trailing and is going to catch up with them in the future.

(Councilman Carrino arrived 8:31 P. M.)

Councilman Payne said he would like to indicate that he too, because of the amount of attention that was brought on this particular subject took a ride through the area and rode around the section and he too, as Councilman James indicated he was appalled by the amount of litter, amount of property that was poorly demolished, the amount of junk, plain junk in the area. He feels that our City has a responsibility to keep the facilities in the area upgraded. As he told Ms. James yesterday as they sat in his office and discussed the entire matter, that if he really felt in his heart that to grant this variance would in any way make that area any worse, there would be no question in his mind about the vote. He indicated to her because of her human appeal on the issue he gave some second thought to the whole question. He has reviewed the transcript from the Board of Adjustment on its 7-0 vote, he listened to the Councilman who was elected to represent that area and his statement regarding 25 years of abandonment of that property. He personally feels that it would not be additionally detrimental to that area but secondly they have a strong responsibility to clean-up the City, they have areas that are really a disgrace. They need to have strict code enforcement, need to beef up the department which is responsible for the cleaning of lots, need to impose sanctions and fines on the owners of properties who are not keeping their properties up and he feels this is an area the Council will have to take some strong leadership in the future because they should not make a decision based on how the place was and how

it may be in the future because of the lack of enforcement of sanitation and other codes.

Councilman Martinez said he has two things to bring to the attention of the community. He thinks in July of this year, 7 Members of the Council, himself and the Mayor had a meeting and he indicated to the Mayor that he would like to see a priority on that 80,000 square foot tract of property of something that is badly needed in the East Ward and badly needed in that community. He made a request to the Mayor to build a brand new firehouse on the 80,000 square foot tract across the street which would give an indication that the City is doing something for the community and perhaps it would spread indicating that there were lots that have been abandoned for 10, 15 and in this case 25 years and he thinks his Council colleagues, he will look for their support when the position comes up, he believes in about two weeks and all of them are going to receive the Capital Fund and part of it will be for the construction of a new firehouse on that location. He also met with Ms. James this morning and totally agrees with his colleague, Councilman James. Sometimes when things like this hit you squarely in the face, you take a look and say "what can be built in an area like this". He made a request to her and he will make it under motions later that the Central Planning Board, Board of Adjustment meet with himself and other Members of the Council and perhaps residents of the community to entirely rezone from New Jersey Railroad Avenue, South Street to Walnut to Pacific Streets. The entire area is consisted of third residential in some areas, 3rd Industrial across the street and some cases 2nd Industrial and some cases 1st Industrial. He does agree with Councilman James and he also will look to his colleagues support for a new firehouse on the 80,000 square foot tract that also has been abandoned for a long time.

Councilman Tucker said it would be wrong for him to say that this does not smell of politics. It would be better for him to indicate why at least he says that. First of all his Council colleagues find it very interesting to talk about the fact that the lot is dirty but they do not mention the fact that the owner of the lot is the major prime mover of this variance. They blame the community for the dirty lot and the owner has a legal right to clean it up. He has not heard them talking about having the Health Department down there to clean that lot up and fight the owner. He thinks that is pretty clear of what is happening. The other thing he would like to look at, when they talk about the owner of the lot which is directly across the street. He thinks it is important to note when they talk about the owner's representation about the lot across the street, the owners representation is based on the owner paying the City the amount of money the City expended to tear that building down. At this point in time, hopefully when those taxes are paid the owner in effect will make some sort of statement. He also stated that when they talk about the building of a new firehouse, is it a matter of his justification. He would be very leery in building a new firehouse understanding that the owner of this property basically owns the land and they are talking about developing the firehouse on the owners land. He also finds it pretty inconceivable to talk about democratic politics and he is very straight forward and blunt. To raise the question of politics to the community when the owner of the land, whose wife works for one of the Members of the Council. Let us talk about politics. If we talk about democratic politics he is well aware of the meeting that took place at Peter Shapiro's office, at his opening wherein there was a concern raised in regard to the Assembly race. Let us not..... each other. The net result of his colleagues on the Council feel that they want to deal with politics, fine, he has no problem with dealing with that reality. He finds it inconceivable to sit down here and try to operate under the assumption that they are going to blame the community for a dirty lot and the law says that the owner of the lot is supposed to clean it and that lot has never been cleaned and to sit down and say that it is not political, is really, from his standpoint is really ridiculous. To sit down here and try to tell people that their concerns in the community are secondary for economic development of a political person. The economic development of a political person is more important than the entire community. All he would say is he would rather hang his head in shame than sit here looking at the Members of the Council trying to run a game on the community based on some political projections. That is really what it is all about.

Councilman Carrino said he has sat on this Council for eight years. It has been a policy of the City Council, notwithstanding whoever, whatever might have some kind of justification for something, opposition to something, to support the Ward Councilman in whatever his recommendation is. He does not ever, while sitting on this Council hope that any of the Council sitting here, when he makes a recommendation would vote against him what he feels is the best for his Ward, especially since right or wrong the Ward Councilman is going to sink or swim with whatever decision he makes in that Ward. The policy has been for eight years to follow whatever the recommendation is of the Ward Councilman. He as a Ward Councilman is ready to follow the recommendation of the East Ward Councilman and he thinks they should stop all the rhetoric and whatever the Ward Councilman wants and he doesn't know what he wants, he thinks they should then vote on it.

Councilman Rice said he doesn't wish to prolong this and he certainly concurs with what his Council colleague is saying but he thinks on Inauguration Day he made it very clear to those who elected him, there are going to be many times they cannot follow tradition and he would concur with most of what the Ward Council people want but it is kind of hard to separate him from the people and it is kind of hard to tell him that he would have to concur for whatever reason. If a junkyard is going next to Pennington Court, with those babies down there and to draw a line for his folks down there in any community, be it North, South, East, West, Central, that is people's responsibility and they have to meet that obligation. He apologizes to Councilman Martinez, if that is necessary, but he does not feel it is. He certainly understands him standing firm on his convictions. He would not be separated from the people on those type of issues that affect the health, safety and welfare in any Ward. He feels he represents the people from the City of Newark, all the people and he intends to give them that representation on these kind of issues particularly when entrepreneurs are constantly carpetbagging this City and have been doing so for so long, no reflection on the owner of the property but he goes through this City and as they go through this calendar they are going to see him try to table some items and he can deal with that too. He wants to make that known and he agrees with Councilman Carrino but he thinks there are times when they have to stand up for people also and he thinks they need to evaluate that.

Councilman Branch said he has been listening to the discussions on both sides, the pros and cons and the opposition that exists from both sides. He took the time to look at the pictures of the area and most certainly something should be done. He is not saying what should be built but he thinks it is long overdue and the property should have been taken care of before now. Right now they find themselves in a predicament in terms of the Zoning Board has ruled on the variance and a strong opposition that is coming from both sides on this matter issue and on this particular land. Certainly the people have a right to stand up to what they believe in. He would like to take the position that he is going to abstain from voting because it is a controversial issue and he does not live in the East Ward and he would like to support what is right.

A motion to reject the application was made by Councilman Tucker, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

Not Voting: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Councilman Tucker said what an abstention vote means is a yes vote and he does not want the public to operate under any assumption. If a person says to you they are abstaining, based on the time constraints, then this variance subsequently is approved and the junkyard will be established. He thinks it should be clear in that regard. If he remembers correctly, the first meeting this incident came up, he indicated to them that people were playing political games that had direct impact on their lives and he also predicated that the Council would not vote on the issue but in effect basically push it to the point where it would automatically be approved. If people did want to vote to remand this to the Board of Adjustment, it meant that they did not want them to be heard on this issue separate and apart from the original hearing. If they did not vote for the rejection on this, then that means that an abstention means a yes vote which means they have given them the junkyard.

Councilman James said he wants to disagree with that analogy because he recalls when Mrs. Bridgeforth came before the Council and a recommendation was made by him there was an abstention made by this Body. She had her right to go to court and he would suggest to them, the matter is still in the courts, she

has every intention and opportunity to win. He doesn't think he should preclude. He thinks they should say one thing further if they want to play politics. You can't play politics in the courts.

Councilman Tucker said he would like to qualify one point and he thinks it should be very clear. His concern in regard to this issue may very well precede his appearance on this Municipal Council and he would like everyone to understand exactly what he is saying. The other point he would like to say is that New Jersey State Statute, he is not dealing with local Municipal Ordinance. When the Land Use Law was changed, what in effect did was say that if the appeal was not heard in 95 days then in effect it was approved. If you say that somebody has gone to court, they are going to court to challenge a New Jersey State Statute and not necessarily on how the City proceeded on this matter. What the Council has relegated them to do is to take the matter to New Jersey State Supreme Court in order to get a hearing on the matter. His opinion on the matter has not changed. The Council has played a political game on the community and he doesn't believe they should sit down and operate under any other assumption.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- /6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NIAGARA STREET AS A ONE-WAY STREET.
 (Deleting Niagara Street, Westbound, from Amsterdam Street to Ferry Street
 Adding Niagara Street, Westbound, from Amsterdam Street to Darcy Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- /6-F-b. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EAST KINNEY STREET.
 (Deleting East Kinney Street, from McCarter Highway to Broad Street, North side, from 4:00 P.M. to 6:00 P. M., except Saturdays and Sundays)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- /6-F-c. The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON HARDING TERRACE.
 (Harding Terrace, between Parkview Terrace and Bergen Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966 AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON CABINET STREET.

(Deleting Cabinet Street, North side, from Littleton Avenue to Bergen Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOMERSET STREET AS A ONE-WAY STREET.

(Deleting Somerset Street, Northbound, from Avon Avenue to Muhammad Ali Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FOURTH STREET AS A ONE-WAY STREET.

(Deleting Fourth Street, Southbound, from First Street to Central Avenue

(Adding Fourth Street, Southbound, from First Street to 7th Avenue West; from Route 280 Connector Road to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND TITLE 9, CHAPTER 2, SECTIONS 2:33 ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(To change the title of the Civil Defense Council and the Director thereto)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND TITLE TWENTY-FIVE, CHAPTER THREE, SECTIONS FOUR AND FIVE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966), AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF CLERK, RENT CONTROL)

(New title - Civil Service Reclassification)

(Chief Clerk, Rent Control)

(35 Hours) 1/1/83 \$14,956.57 - \$18,178.48)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani, President Grant.

Not Voting: Councilman Martinez.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are seven, the noes are none, one not voting and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY" (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO CREATE THE TITLE AND SALARY RANGES FOR LINEMAN FOREMAN AND TO DELETE THE TITLE OF FOREMAN, FIRE ALARM TELEGRAPH).

(Civil Service Reclassification - No change in salary)

(Lineman Foreman	1/1/80	\$20,140.58	\$20,950.42	\$21,756.02
(2)	1/1/81	21,240.58	22,950.42	22,856.02)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

/6-F-k.

The City Clerk read A CAPITAL ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$100,000. FOR THE RECONSTRUCTION OF FIREHOUSES IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AND APPROPRIATING \$100,000. FROM THE CAPITAL IMPROVEMENT FUND OF THE CITY FOR FINANCING THE APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

/6-F-l.

The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF BALL STREET, AS LAID OUT 60 FOOT IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES, AND SQUARES, EXTENDING FROM THE SOUTHERLY CURBLINE OF DELANCY STREET SOUTHERLY TO THE NORTHERLY LINE OF THE NEW JERSEY TURNPIKE RIGHT-OF-WAY.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

/6-F-m.

The City Clerk read AN ORDINANCE TO AMEND TITLE 4, CHAPTER 1, BY ADDING THERETO THE WORD "SATURDAY" TO TITLE 4, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1977, AS AMENDED AND SUPPLEMENTED.

(Provision for hours of closing of liquor licensed premises for New Year's Day falling on Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are eight, the noes are none and one absent

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during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

6-F-n.

The City Clerk read A BOND ORDINANCE REAPPROPRIATING \$1,206,741.81 BOND PROCEEDS NOT NEEDED FOR THE PURPOSES FOR WHICH THE BONDS ORIGINALLY WERE ISSUED, IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND PROVIDING FOR THE AMENDMENT OF BOND ORDINANCE 6-S & F-b, FINALLY ADOPTED JANUARY 6, 1982 AND BOND ORDINANCE 6-S & F-a, FINALLY ADOPTED JANUARY 6, 1982, AS AMENDED BY BOND ORDINANCE 6-S & F-u, FINALLY ADOPTED SEPTEMBER 15, 1982 IN ORDER TO PROVIDE FOR A CHANGE IN THE DESCRIPTION OF THE PROJECTS AUTHORIZED TO BE UNDERTAKEN.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

6-F-o.

The City Clerk read AN ORDINANCE TO AMEND TITLE 15, SUBTITLE 1 "HOUSING CODE", CHAPTER 6 "ROOMING HOUSES: LICENSING PROVISION" OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (DELETE REFERENCE TO THE SECRETARY OF THE BOARD OF ADJUSTMENT AND TO PROVIDE FOR REFERENCE TO ZONING OFFICER)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are six, the noes are one, one not voting and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

6-F-p.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 4, "GENERAL ADMINISTRATION", ARTICLE 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO DELETE REFERENCE TO THE SECRETARY, BOARD OF ADJUSTMENT AND TO PROVIDE FOR REFERENCE TO ZONING OFFICER)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are six, the noes are one, one not voting and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

6-F-q.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY FOR SECRETARY, BOARD OF ADJUSTMENT)

(Secretary, Board of Adjustment \$5,000. - \$5,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

There was no action taken by the Municipal Council with respect to this ordinance since there was no mover. This ordinance will appear on First Reading at the March 2, 1983 Calendar of the Municipal Council.

6-F-r.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE TITLE AND SALARY RANGE FOR ZONING OFFICER IN THE BOARD OF ADJUSTMENT)

(New title of Zoning Officer - Same salary as present Secretary)

(Board of Adjustment

Zoning Officer \$24,361.83 - \$29,611.08)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Rice.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are six, the noes are one, one not voting and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

At a later time in the meeting, Councilwoman Villani requested to change her affirmative vote to not voting.

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Rice, Villani.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are five, the noes are one, two not voting and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

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6-F-s.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT ZONING OFFICER)

(Title change for Assistant Secretary to Assistant Zoning Officer - no salary change)

(Board of Adjustment, Assistant Zoning Officer (35 Hours) \$23,201.36 - \$28,201.02)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR ASSISTANT SECRETARY, BOARD OF ADJUSTMENT)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per their request, was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

Councilman Martinez requested the City Clerk to take all of these ordinances with the exception of 6-F-s and 6-F-t and submit a copy to the Judge in the County Court and to also include part of the statement. They all know the Board of Adjustment themselves voted for Al Stolia as the Secretary back in November. Mr. Stolia went to court and they put someone else in his position. The City now is actually creating a new title, a new salary for Secretary, Board of Adjustment to diminish the position of Secretary and to circumvent the Judge's decision. Mr. Stolia to this date still has not been paid by the City of Newark since he has won this case in Court. This Council now has taken one secretary out of the entire City of Newark, changed the salary from \$3,500. and changed it to \$5,000. while all the other secretaries are receiving the salary of \$29,000. a year. He certainly would be interested in seeing the Judge's perusal and the circumvention of his law.

With respect to ordinances 6-F-o through 6-F-t, the City Clerk was directed to invite Business Administrator Hill, Assistant Business Administrator Banker, Corporation Counsel Teare and Freeholder Cifelli to meet with the Council at their special conference February 22, 1983.

6-F-u.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ALLOW THE OPTION OF FILLING THE POSITIONS WITH 1, 2, 3, 4 OR 5 PERSONS)

(No additional funding required)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 2, 1983.

A motion to consider 8-d on Ordinances for First Reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen Carrino, Rice.

6-F-v.

The City Clerk read AN ORDINANCE TO AMEND TITLE TWENTY-FIVE, CHAPTER THREE, SECTIONS ONE AND TWO, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966), AS AMENDED AND SUPPLEMENTED.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected February 2, 1983)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Item 8-c on Ordinances for First Reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-w.

The City Clerk read AN ORDINANCE TO ESTABLISH DENTAL BENEFITS AND TO UPGRADE MEDICAL-SURGICAL BENEFITS FOR EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch.

Councilman Payne said he intends to vote for this ordinance but with the escalating costs of hospital and medical and dental benefits, he thinks the City is going to have to take a look at the benefits which are given. This would only be following the trend of industry and business that are taking a look at the fringe benefits costs between 18% and 23% of the salary of an individual. He thinks they will have to take a look at the costs and need to review what is happening in the market place and they might have to start tightening up the types of benefits and fringe benefits that they are continually improving. Since it is taxpayers dollars paying for this, he thinks they have a responsibility to take this under advisement.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE CANCELLING TAXES AND PENALTIES ON THE YEARS 1981 AND 1982 TO FATIMA COLUMBIAN CLUB, INC., ON THE PROPERTY LOCATED AT 846 NORTH 6TH STREET.

WHEREAS, the FATIMA COLUMBIAN CLUB, INC., is a New Jersey Corporation organized under Title 16 of the New Jersey Statutes as a charitable and religious non-profit corporation; and

WHEREAS, the FATIMA COLUMBIAN CLUB, INC., purchased properties located at 846 North 6th Street, designated as Block 748B, Lot 26 on the Official Tax Map of the CITY OF NEWARK in 1980; and

WHEREAS, the FATIMA COLUMBIAN CLUB, INC., did commence use of the above properties exclusively for charitable, civic and religious purposes as set forth in the Affidavit of Eldo Madera, Grand Knight of the FATIMA COLUMBIAN CLUB, INC.; and

WHEREAS, the Tax Assessor of the CITY OF NEWARK did not grant tax exemption status to the properties located at 846 North 6th Street for the years 1981 and 1982 because the FATIMA COLUMBIAN CLUB, INC., failed to file an exemption statement; and

WHEREAS, there are due and owing taxes, penalties and interest in the amount of \$1,081.77 for the year 1981 and taxes, penalties and interest in the amount of \$1,082.84 for the year 1982 on the aforementioned properties in the CITY OF NEWARK, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The property located at 846 North 6th Street, designated as Block 748B, Lot 26 on the Official Tax Map of the CITY OF NEWARK, New Jersey is exempt from taxation for the years 1981 and 1982.

2. The Tax Collector of the CITY OF NEWARK cancel taxes, penalties and interest on the above described property in the amounts of \$1,081.77 and \$1,082.84 for the years 1981 and 1982 respectively.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 7A, SECTIONS 7A:2-3(2)(A) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED (SUBCODE FEES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That the portion of Section 7A:2-3(2)(A) of the Revised Ordinances of the City of Newark, New Jersey, 1966, which states: "Fire and smoke alarm systems, plus \$2.00 each detector. . . . \$25.00" is hereby deleted and replaced with the following:

Fire and Smoke Alarm Systems:

1-50 units. . . . \$25.00

For each additional
25 units \$ 1.50

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to invite Business Administrator Hill, Fire Director Caufield and Director of Inspections to meet with the Council at their special conference February 22, 1983 was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The veses are nine and the noes are rone. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977," (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR ASSIGNMENT CLERK, MUNICIPAL COURTS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 (c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 and amendments thereto, be and the same is hereby amended to adjust the salary range for Assignment Clerk, Municipal Courts, as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assignment Clerk 103903 (35 Hrs.)	1/1/83	\$ 19,087.48	\$ 23,212.71

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY RANGES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to adjust salary ranges, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Architect 154949 (35 Hrs.)	1/1/83	\$ 26,858.62	\$ 32,645.84
Supervising Engineer 155300 (35 Hrs.)	1/1/83	29,611.13	35,992.54
Supervising Principal Engineering Draftsman 153962 (35 Hrs.)	1/1/83	20,037.60	24,361.35

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

No: Councilman Rice.

Absent During Roll Call: Councilman Tucker.

President Grant: The yeses are seven, the noes are one and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Rice said he thinks they need to reconsider these pay raises in light of the pink slips that just went to the workers, particularly the Engineering Department. He thinks they need to defer some of these until they can reconsider and that is why he wanted to defer action on this ordinance.

President Grant said once a matter has been moved and seconded and there is room for discussion and there is a vote taken that matter is concluded. Any further information or discussion after that is out of order and he will stick with that rule.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR PRINCIPAL TRANSPORTATION INSPECTOR, AND TO DELETE THE TITLE AND SALARY RANGE FOR INSPECTOR, TAXICABS).

BE IT ORDIANED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 (e) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Principal Transportation Inspector, as follows, to wit:

(e) TAXICAB DIVISION

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Transportation Inspector (35 Hrs.) 142911	1/1/83	\$ 13,823.53	\$ 16,489.54

SECTION 2. That Section 1 (e) of the aforementioned ordinance be further amended to delete the title and salary range for Inspector, Taxicabs as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Inspector, Taxicabs (35 Hrs.) 141906	1/1/83 1/1/84	\$ 13,823.53 14,514.70	\$ 16,489.54 17,314.01

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

February 16, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO ESTABLISH SHIFT DIFFERENTIAL HAZARDOUS DUTY PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK FIRE DEPARTMENT (AS PER THE ARBITRATION AWARD FOR THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION, LOCAL NO. 4)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Effective April 1, 1983, employees represented by the Firemen's Mutual Benevolent Association, Local No. 4, who work between the hours of 4:00 p.m. and 8:00 a.m. shall receive a shift differential/hazardous duty pay of 10 cents (\$.10) per hour.

SECTION 2. The aforesaid shift differential/hazardous duty pay shall be paid only for those hours between 4:00 p.m. and 8:00 a.m. which employees actually work and shall not be paid for those hours for which employees may be scheduled to work but are absent because of vacation, personal leave, sick leave or otherwise.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH A LONGEVITY PAY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK, NEW JERSEY" (6-S & F-h) ADOPTED NOVEMBER 3, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST AS PER ARBITRATION AWARD, LONGEVITY PAY FOR EMPLOYEES REPRESENTED BY THE NEWARK FIREMEN'S MUTUAL BENEVOLENT ASSOCIATION, LOCAL NO. 4)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey" (6S&FH) adopted November 3, 1966, as amended and supplemented be and the same is hereby further amended and supplemented as follows, to wit:

Those employees under the titles of FIREFIGHTER - SALVAGEMAN - FIRE ALARM OPERATOR - LINEMAN, as represented by the Newark Firemen's Mutual Benevolent Association Local No. 4, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of their permanent salary at the time of each such payment, to be computed as follows:

- First Step: On the anniversary date which represents the commencement of the 6th year of service and every anniversary date thereafter - 4%
- Second Step: On the anniversary date which represents the commencement of the 11th year of service and every anniversary date thereafter - 6%
- Third Step: On the anniversary date which represents the commencement of the 16th year of service and every anniversary date thereafter - 8%
- Fourth Step: On the anniversary date which represents the commencement of the 21st year of service and every anniversary date thereafter - 10%
- Fifth Step: On the anniversary date which represents the commencement of the 26th year of service and every anniversary date thereafter - 12%
- Sixth Step: On the anniversary date which represents the commencement of the 31st year of service and every anniversary date thereafter - 14%

SECTION 2. All other terms and conditions for the accrual of all payments of longevity, as set forth in Ordinance (6S&FH) adopted November 3, 1966, as amended and supplemented, shall remain in full force and effect.

SECTION 3. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

SECTION 5. The longevity schedule established herein shall be effective as of January 1, 1982.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 16, 1983

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 1, GENERAL PROVISIONS, OF TITLE 4, ALCOHOLIC BEVERAGES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED, TO ADD A SECTION 13.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 4, Alcoholic Beverages, Chapter 1, General Provisions, be supplemented to add the following:

4:1-13. Holders of plenary retail distribution licenses; coin-operated amusement devices prohibited.

No holder of a plenary retail distribution license shall permit, allow or suffer any coin-operated amusement device, as defined in R.O. 5:1-1 and R.O. 5:2-1 to be used, operated or maintained on the licensed premises.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 3. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows, to wit:

- (a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Management Planner 152938 (37½ Hrs.)	1/1/82	\$ 16,360.59	\$ 19,896.61

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani,
President Grant.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Management Planner 153961 (37½ Hrs.)	1/1/82	\$ 18,940.00	\$ 23,021.68

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR PRINCIPAL MANAGEMENT PLANNER IN THE DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal Management Planner 154951 (37½ Hrs.)	1/1/82	\$ 24,172.76	\$ 29,386.07

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 16, 1983

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR MANAGEMENT COMMUNICATION SPECIALIST IN THE DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Management Communication Specialist 153959 (35 Hrs.)	1/1/82	\$ 19,896.61	\$ 24,172.76

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION).

February 16, 1983

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows to wit:

<u>(c) Personnel Division</u>		<u>ANNUAL MINIMUM</u>	<u>ANNUAL MAXIMUM</u>
<u>POSITION</u>	<u>EFFECTIVE</u>	<u>SALARY</u>	<u>SALARY</u>
Supervising Claims Examiner 142911 (35 Hrs.)	1/1/82	\$ 14,244.36	\$ 17,312.84

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Branch, Rice.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR ADMINISTRATIVE ANALYST, 35 HOURS, IN THE OFFICE OF THE MAYOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Administrative Analyst, thirty-five (35) hours, in the Office of the Mayor, as follows to wit:

(a) Office of the Mayor

February 16, 1983

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Analyst 153944 (35 Hrs.)	1/1/82	\$ 17,312.84	\$ 21,044.44

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeases are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY RANGE FOR COURT ADMINISTRATOR).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary for Court Administrator, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(c) <u>Municipal Courts</u>			
Court Administrator 154913	1/1/83	\$27,982.46	\$34,012.90

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez.

Councilman Payne said he recalled this title came up before with a 15½% increase recommended for the position. He questioned if this was the same position and if it has been computed reducing from 15½% increase to the 5% increase.

City Clerk D'Ascensio replied that is what the title states.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows, to wit:

(c) Personnel Division

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Secretarial Assistant 101364 (35 Hrs.)	1/1/82	\$ 12,777.66	\$ 14,956.11

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

February 16, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY FOR COORDINATOR, PLANNING AND RESEARCH, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)

(5% increase in salary - Not covered by Civil Service Association Contract - Essex Council #1)

(Community Development Administration, Mayor's Policy and Development Office

Coordinator, Planning and Research

(35 Hours) 1/1/82 \$26,649.96 - \$32,393.23)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING TITLE 11A, CHAPTER 1, SECTION 10, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO PROHIBIT THE SELLING AS WELL AS USE OF PORTABLE LIQUID FUEL BURNING APPLIANCES FOR COOKING AND HEATING PURPOSES.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to reject the ordinance was made by Councilman James, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Carrino, James.

No: Councilmen Rice, Tucker, President Grant.

Not Voting: Councilmen Branch, Martinez, Payne, Villani.

February 16, 1983

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice, Tucker.

No: Councilmen Carrino, James, Payne.

Not Voting: Councilmen Branch, Villani, President Grant.

HEARINGS OF CITIZENS.

6-HC-a.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to welfare recipients.

6-HC-b.

MR. MURRAY H. EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to an ordinance that was adopted by the Municipal Council on January 19, 1983 selling 20 properties on Spruce Street to the Housing Authority. He said he would like to ask each Council Member the reason why they voted in the affirmative on this ordinance.

Councilman Martinez said that this ordinance was advertised in September, 1981 and September, 1982 in the Star Ledger and the reason why he voted for this ordinance was because there were 41 abandoned lots and now they will have 41 one-family homes also with a four-story building that will be rehabilitated. It will mean that 93 families will have decent housing in the City of Newark in an area that was abandoned for many years.

Councilman Rice indicated that for 6½ years he was a Detective assigned to that area and would never forget the number of destitute people living in that community. If the speaker was here earlier he would have heard him indicate that he can't tolerate a junkyard next to communities where people are living but at the same time he cannot tolerate the abandonment in areas that house people also such as the Spruce Street Area. He thinks housing is good for Newark and he wished they could get more housing in the West Ward and that is why he supported that ordinance.

Councilman Carrino said he did not think the vote was unanimous.

President Grant stated that the minutes are available in the City Clerk's Office for an accurate accounting of that vote. He thinks the question before the Council now is if other persons care to answer his question.

6-HC-c.

MR. RICHARD RIFFEL, PRESIDENT, CITY HALL NEIGHBORHOOD ASSOCIATION OF NEWARK, P.O. BOX 10085, NEWARK, NEW JERSEY, RESIDING AT 39 BROAD STREET, MATAWAN, NEW JERSEY, addressed the Municipal Council with respect to police problems. They are a not-for profit civic corporation of concerned people who live, work, or own property in the area bounded on the north by the Old Jersey Central Railroad, on the west by Broad Street, on the south by East Kinney Street and on the east by Penn Railroad. The purpose of him being here tonight is to formally make them aware of their civic group.

At the conclusion of Mr. Riffel's remarks, President Grant directed that the speaker's remarks be forwarded to Police Director Williams and invited Mr. Riffel to meet with the Council at their special conference February 22, 1983.

Councilman Payne asked the speaker whether his organization was a property owners group.

Mr. Riffel replied it is made up of the entire community of tenants, landlords, business people and a few people that work in the area.

Councilman Payne said he wanted to get it clear in his mind if this was a landlords organization and Mr. Riffel replied it absolutely was not.

Councilman Martinez said maybe he can explain a little better. He has attended one of his meetings and usually meets on the second Wednesday of the month at Oporto Restaurant. Mr. Riffel has been able to organize those people

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that live in the community, whether they are property owners, people that reside in the building or out-of-town. He certainly commends him. He has gotten Law and Code Enforcement officials; he knows he has come to his office on several occasions to get off their "butt". They have had some of the flagrant violators of code enforcement to court through his assistance. He has had some of the County Narcotic Agents on the corner of Elm and Mulberry Streets. They have made several arrests but not enough. He has indicated he is looking for cooperation from the Police Department of the City of Newark. He knows that several tenants and owners of property have said to the Police Department that they could use their building for surveillance. Everybody knows that the area on the corner of Elm and Mulberry Streets, at the delicatessen, anytime of the day or night there is drug traffic going on continuously. They also recognize the fact that the Council has made numerous approaches to various Administrators within City Government. Unfortunately, they can not pick up the phone and say to the Police Director "that they need some sort of selective enforcement in this case of the area of narcotics." He has spoken to the Director on occasions looking for narcotics surveillance. Unfortunately, the City of Newark has 7 narcotic detectives, which is a disgrace.

Councilman Payne said if Councilman Martinez is going to ask the Police Director to come in and talk about narcotics, then they could spend a day in the South Ward. If they are going to talk about the epidemic of drug abuse and sale in this City, then they need to talk about the total City and talk about whether they have 8 narcotic policemen and if there was any prospect in increasing the number. They could use 8 on a corner of the South Ward alone and only do a minimal job.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION ATTESTING THAT THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK, FOR THE YEAR 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Finance Jones, Acting Municipal Comptroller Riley and Messrs. Huss and Faccone met with the Council February 8, 1983)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH LOUIS BERGER AND ASSOCIATES, INC., 100 HALSTEAD STREET, EAST ORANGE, FOR CONDUCTING CULTURAL RESOURCE SURVEY AND COMPLETION OF REPORT ON PROJECT KNOWN AS ECHO LAKE IN NEWARK WATERSHED, WEST MILFORD, FOR FIXED FEE OF \$2,200.; CONTRACT SHALL BE FOR PERIOD OF THIRTY (30) DAYS COMMENCING UPON EXECUTION AND RECEIPT OF WRITTEN NOTICE TO PROCEED; FUNDS FOR CONTRACT PROVIDED FOR BY CAPITAL IMPROVEMENT FUND. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Newark Watershed Conservation and Development Holmes met with the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

February 16, 1983

7-R-c.

RESOLUTION APPOINTING FRANK IANNUCCI, MEMBER OF THE BOARD OF ADJUSTMENT FOR A TERM COMMENCING FEBRUARY 16, 1983 AND ENDING FEBRUARY 1, 1987.

(Copy of resolution submitted to each Member of the Council)
(Mr. Iannucci met with the Council February 15, 1983)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

(At the pre-meeting conference of the Municipal Council held February 15, 1983, the name of Mr. Iannucci was substituted for the name of Mr. LaScala)

7-R-d.

RESOLUTION APPOINTING ARTHUR PARKER, CONSTABLE FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

RESOLUTION RATIFYING SUBMITTAL OF APPLICATION TO DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR PERIOD JANUARY 1, 1983 TO FEBRUARY 16, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR SUM OF \$238,000. TO DEFRAY THE COST OF PROVIDING LEAD POISONING CONTROL FOR THE CHILDREN OF NEWARK, FOR PERIOD FEBRUARY 17, 1983 TO DECEMBER 31, 1983; CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES IN AMOUNT OF \$143,913., TOTALLING \$381,913.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION RATIFYING SUBMITTAL OF APPLICATION TO NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR PERIOD JULY 1, 1982 TO FEBRUARY 16, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS TO CONTINUE THE RELOCATION ASSISTANCE PROGRAM FOR PERIOD FEBRUARY 17, 1983 TO JUNE 30, 1983; TOTAL AMOUNT OF APPLICATION IS \$116,465.52. (STATE MATCHING GRANT-IN-AID-\$58,000., BALANCE OF STATE MATCHING GRANT-IN-AID FROM PRIOR YEARS CONTRACT-\$58,465.52, CITY OF NEWARK MUST PROVIDE \$58,000. IN MATCHING FUNDS; TOTALLING \$174,465.52.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR HEATING, VENTILATING AND AIR CONDITIONING SYSTEM CONTROL AT 31 GREEN STREET, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Hill, Director of General Services Toma, Director of Engineering Zach and Purchasing Agent Lucarelli to meet with the Council at their special conference February 22, 1983, was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.

RESOLUTION RATIFYING CONTRACT WITH ANACOMP MICROGRAPHICS INCORPORATED, FOR PERIOD DECEMBER 1, 1982 TO FEBRUARY 16, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ANACOMP MICROGRAPHICS INCORPORATED, 1373 BROAD STREET, CLIFTON, NEW JERSEY, ONLY RESPONSIBLE BID RECEIVED, FOR PERIOD FEBRUARY 17, 1983 TO NOVEMBER 30, 1985; FUNDS ENCUMBERED FROM 1982 OPERATING BUDGET OF DATA PROCESSING DIVISION FOR \$4,000. TO COMMENCE SERVICE AS NEEDED DURING CONTRACT PERIOD, BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS IN NEXT FISCAL YEAR. (CONTRACT IS AWARDED FOR THREE (3) YEARS PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-15(5)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.
Not Voting: Councilmen Carrino, Payne, Rice.

7-R-i.

RESOLUTION AMENDING RESOLUTION 7-R-1, JUNE 23, 1982, CONTRACT WITH KEVAH KONNER INCORPORATED, P.O. BOX 683, ROUTE 46 E, PINE BROOK, NEW JERSEY, TO PROVIDE BUS TRANSPORTATION TO PEQUANNOCK, FOR SUM OF \$14,000., BY CORRECTING PARAGRAPH 2 TO READ "CONTRACT SHALL BECOME EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND SHALL CONTINUE IN FULL FORCE AND EFFECT FOR PERIOD JUNE 28, 1982 TO JUNE 27, 1983 INSTEAD OF PERIOD JUNE 28, 1982 TO SEPTEMBER 1, 1982; ALL OTHER PROVISIONS SHALL REMAIN THE SAME.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DELL CONTRACTORS, INC., 1 HILL STREET, PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, FOR REMOVAL OF WEEQUAHIC GRASS ISLAND (GOLDSMITH AVENUE BETWEEN MAPLE AVENUE AND CLINTON PLACE) IN ACCORDANCE WITH SPECIFICATIONS, FOR SUM OF \$4,770.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED \$477.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference March 1, 1982 was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH TROULAKIS CONSTRUCTION COMPANY, 87 MORNINGSIDE AVENUE, KEANSBURG, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, FOR CONSTRUCTION OF CURBING AND SIDEWALK (DISPOSAL PARCEL 67A PROJECT N.J.R.-121) IN ACCORDANCE WITH SPECIFICATIONS FOR TOTAL SUM OF \$20,352.50; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER HVAC-1 WITH AERODYNE ENGINEERING INC., 845 U.S. HIGHWAY 46, CLIFTON, NEW JERSEY, FOR REPAIR TO FAN COIL UNIT DAMAGED THROUGH FREEZING OF PIPING IN AREA C OF OUTREACH SUITE #3 ON THE LOWER LEVEL FOR SUM OF \$480.; REPLACE BURNED OUT FAN COIL UNIT MOTOR IN BASEMENT CORRIDOR FOR SUM OF \$275., TOTALLING \$755.; FUNDS PROVIDED FOR BY UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT AGENCY, LOCAL PUBLIC WORKS, CAPITAL IMPROVEMENT AND DEVELOPMENT PROGRAM II, 1977. (7-R-d, JULY 11, 1979, CONTRACT WITH AERODYNE ENGINEERING INC., FOR HVAC WORK-NEWARK HEALTH SERVICES BUILDING (CONTRACT 78-35R) IN AMOUNT NOT TO EXCEED \$595,489.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 5 CONTRACTORS, FOR DEMOLITION OF BUILDINGS, PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO JUZEFYK EXCAVATION COMPANY INC., 428 EDGAR ROAD, ELIZABETH, NEW JERSEY, FOR 6 STRUCTURES, IN SUM OF \$21,000.; A.G. MAZZOCCHI INC., 10 ORCHARD STREET, MADISON, NEW JERSEY, FOR 521 18TH AVENUE, SUM OF \$3,400., BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR 3 STRUCTURES, IN SUM OF \$37,112., ARTKO WRECKING CO., 117 PROSPECT STREET, BAYONNE, NEW JERSEY, FOR 126 WRIGHT STREET, IN SUM OF \$5,200., GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, FOR 57 CRAWFORD STREET, FOR SUM OF \$1,470., ALL LOWEST RESPONSIBLE BIDDERS, FUNDS PROVIDED BY H.C.D.A. I, H.C.D.A. VII AND H.C.D.A. VIII, 1983 TEMPORARY BUDGET/CONTRACT DEMOLITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Rice said the reason he wanted this resolution deferred was because he has been doing a lot of surveys in his Ward and the City and he is not satisfied with the demolition outfit, the foundations are up, the lots are filthy and the contractors are not fulfilling their obligations. People are being paid money and the City is going right after them and doing the clean-ups.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO ACCEPT FROM NEW JERSEY DEPARTMENT OF TRANSPORTATION, URBAN REVITALIZATION PROGRAM, SUM OF \$1,400,000. UNDER 1979 TRANSPORTATION BOND ISSUE PROGRAM FOR PURPOSES AUTHORIZED AND SET FORTH BY ATTACHED AGREEMENT. (FOR ACQUISITION, DEMOLITION AND RELOCATION OF THE BLOCK BOUNDED BY UNIVERSITY AVENUE, BROAD STREET AND LACKAWANNA AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 16, 1983

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FOR REARRANGEMENT OF EXISTING FIRE AND POLICE ALARM SYSTEM OF CITY OF NEWARK TO ACCOMMODATE IMPROVEMENT OF BROAD STREET, BROADWAY AND BLOOMFIELD PLACE, PROJECT M-000S (147); COST OF ANY AND ALL WORK DESIGNATED TO BE ACCOMPLISHED SHALL BE BORNE BY STATE, WITH SAID WORK SUBJECT TO INSPECTION AND APPROVAL BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO ACCEPT FROM NEW JERSEY DEPARTMENT OF TRANSPORTATION, URBAN REVITALIZATION PROGRAM, SUM OF \$1,000,000. UNDER THE 1979 TRANSPORTATION BOND ISSUE PROGRAM FOR PURPOSES AUTHORIZED AND SET FORTH BY ATTACHED AGREEMENT. (FOR NEEDED PUBLIC IMPROVEMENTS IN THE PENNSYLVANIA STATION AREA)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FOR REARRANGEMENT OF THE EXISTING SEWERAGE SYSTEM OF THE CITY OF NEWARK, TO ACCOMMODATE IMPROVEMENT OF BROAD STREET, BROADWAY AND BLOOMFIELD PLACE, PROJECT M-000S (147); COST OF ANY AND ALL WORK DESIGNATED TO BE ACCOMPLISHED SHALL BE BORNE BY THE STATE, WITH SAID WORK SUBJECT TO INSPECTION AND APPROVAL BY THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FOR REARRANGEMENT OF THE EXISTING WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, TO ACCOMMODATE IMPROVEMENT OF BROAD STREET, BROADWAY AND BLOOMFIELD PLACE, PROJECT M-000S(147); COST OF ANY AND ALL WORK DESIGNATED TO BE ACCOMPLISHED SHALL BE BORNE BY STATE, WITH SAID WORK SUBJECT TO INSPECTION AND APPROVAL BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION AMENDING RESOLUTION 7-R-c-S, SEPTEMBER 30, 1982, CONTRACT WITH MANPOWER SKILLS CENTER FOR A CLASSROOM TRAINING ACTIVITIES PROGRAM, BY INCREASING BUDGET BY \$7,300. FROM \$370,833. TO \$378,133. FOR AN ENGLISH AS A SECOND LANGUAGE PROGRAM FOR PERIOD MARCH 7, 1983 TO SEPTEMBER 30, 1983; ALL OTHER PROVISIONS SHALL REMAIN UNCHANGED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
No: Councilman Payne.

7-R-t.

RESOLUTION AMENDING RESOLUTION 7-R-cf (A.S.), OCTOBER 6, 1982, CONTRACT WITH NEWARK PRIVATE INDUSTRY COUNCIL, INC. FOR OPERATION OF PRIVATE SECTOR INITIATIVE PROGRAM FOR 310 PARTICIPANTS FOR PERIOD OCTOBER 1, 1982 TO SEPTEMBER 30, 1983, BY CHANGING AMOUNT OF CONTRACT FROM \$640,623. TO \$744,623.; ALL OTHER PROVISIONS SHALL REMAIN UNCHANGED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

7-R-u.

RESOLUTION RATIFYING CONTRACT WITH ESSEX COUNTY COLLEGE FOR PERIOD JANUARY 31, 1983 TO FEBRUARY 16, 1983; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO AND EXECUTE CONTRACT WITH ESSEX COUNTY COLLEGE FOR PERIOD FEBRUARY 17, 1983 TO SEPTEMBER 30, 1983; TO SERVE A MAXIMUM POTENTIAL OF 128 AND A MINIMUM OF 64 PARTICIPANTS, FOR SUM OF \$84,329. (BUSINESS AND OFFICE SKILLS TRAINING PROGRAM, NUMBER 83-22-N); SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION RATIFYING AND EXTENDING GRANT AGREEMENT FROM OCTOBER 1, 1982 TO DECEMBER 31, 1982; FURTHER AMENDING RESOLUTION 7-R-ci, SEPTEMBER 3, 1980; AGREEMENT WITH UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION FOR AN ECONOMIC PLANNING GRANT IN AMOUNT OF \$75,000. FOR PERIOD SEPTEMBER 30, 1980 TO SEPTEMBER 29, 1981, BY AMENDING PARAGRAPH 1 AND PARAGRAPH 3 CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING A MATCHING SHARE IN IN-KIND SERVICES EQUIVALENT TO \$43,590.; NO EXPENDITURE OF MUNICIPAL FUNDS IS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO GRANT AGREEMENT, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ACCEPT AND IMPLEMENT UDAG GRANT NO. B-82-AA-34-0192, TO PARTIALLY FUND THE CONSTRUCTION OF PARKING FACILITIES OF A 320,000 SQUARE FOOT WAREHOUSE FACILITY AND FOR PURCHASE OF CAPITAL EQUIPMENT FOR TOYS-R-US.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution per request of Administration, was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO FURTHER AMEND CONTRACT WITH BLUE SHIELD OF NEW JERSEY TO EXTEND COMPANY'S "750 PLAN" BENEFITS WITH "RIDER J" EXTENDED BENEFITS, VIA PAYROLL DEDUCTIONS, OPTIONAL TO EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 617, EFFECTIVE APRIL 1, 1983, FURTHER AMEND CONTRACT WITH GROUP DENTAL ADMINISTRATORS, INC. TO EXTEND PREPAID DENTAL PLAN SERVICES, AS DESCRIBED IN EXHIBIT "A" TO EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617, EFFECTIVE APRIL 1, 1983, SHALL NOT EXCEED \$22,625. FOR YEAR 1983 UNDER AMENDED CONTRACTS, CONTINGENT ON APPROPRIATION OF BUDGET FUNDS FOR SUBSEQUENT YEARS; \$820. IN 1983 "TEMPORARY BUDGET". (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(m)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

RESOLUTION AMENDING RESOLUTION 7-R-e, OCTOBER 16, 1982, CONTRACT WITH HOUSING DEVELOPMENT AND REHABILITATION CORPORATION FOR PERIOD JUNE 1, 1982 TO NOVEMBER 30, 1982, BY CHANGING PARAGRAPH 2 TO READ "THE HOUSING DEVELOPMENT AND REHABILITATION CORPORATION SHALL RECEIVE FUNDS TALLING \$421,159. INSTEAD OF \$540,920.60;" REQUIRES NO ADDITIONAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

RESOLUTION ACCEPTING A BID OF \$1,150. ANNUALLY PLUS RESPONSIBILITY FOR PROPERTY TAXES FOR THE LEASE OF 1.1+ ACRES KNOWN AS BLOCK 570, LOTS 5 AND 11, ON THE TAX MAPS OF WEST MILFORD TOWNSHIP, NEW JERSEY FOR A TERM OF FIVE (5) YEARS AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER THE LEASE AND COLLECT ALL PAYMENTS, BASED ON RESOLUTION 7-R-o, JANUARY 19, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

With respect to Resolutions 7-R-ba and 7-R-bb, the City Clerk was directed to communicate with Executive Director Holmes, Newark Watershed Conservation and Development Corporation, that the Council noted with great satisfaction that these two settlements will result in approximately \$330,000. in cash payments to the City of Newark, future tax credits of \$190,000. and a reduction of \$1.3 million in the overall assessments on Newark Watershed Property in these two Townships. Members of the Council express to him their warmest commendations for his outstanding performance in these cases. The Council Members agreed that his legal skill and his dedication had done much to not only protect but advance the best interests of the City of Newark in these matters.

7-R-ba.

RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE A STIPULATION OF SETTLEMENT AND OTHER PERTINENT DOCUMENTS IN THE MATTER OF THE CITY OF NEWARK V. JEFFERSON TOWNSHIP BEFORE THE TAX COURT OF NEW JERSEY FOR A TAX REFUND APPROXIMATELY \$230,000. AND A REDUCTION IN ASSESSMENTS FROM \$4,500,000. TO \$3,823,160.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO EXECUTE A STIPULATION OF SETTLEMENT AND OTHER PERTINENT DOCUMENTS IN THE MATTER OF THE CITY OF NEWARK V. ROCKAWAY TOWNSHIP BEFORE THE TAX COURT OF NEW JERSEY FOR A TAX REFUND OF APPROXIMATELY \$290,000. AND A REDUCTION IN ASSESSMENTS FROM APPROXIMATELY \$2,300,000. TO APPROXIMATELY \$1,675,900.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$7,000. PAYABLE TO GEORGIA HARRIS AND HER ATTORNEY, MARIO V. FARCO, UPON RECEIPT BY CORPORATION COUNSEL OF ALL DOCUMENTS DEEMED NECESSARY; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$3,000. PAYABLE TO GEORGIA HARRIS AS ADMINISTRATOR AD PROSEQUENDUM OF ESTATE OF CHARLES HARRIS AND ATTORNEY MARIO V. FARCO, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR INJURIES SUFFERED TO CHARLES AND GEORGIA HARRIS, WHEN AMBULANCE IN WHICH THEY WERE RIDING, OWNED AND OPERATED BY CITY OF NEWARK, STOPPED SHORT ON BROAD STREET ON MAY 17, 1979: MR. HARRIS SUBSEQUENTLY DIED AND COMPLAINT AMENDED TO NAME GEORGIA HARRIS AS ADMINISTRATOR AD PROSEQUENDUM. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK PAYABLE TO EDWARD V. JONES IN SUM OF \$498.75; MR. JONES, A MEMBER OF THE NEWARK POLICE DEPARTMENT WHILE USING HIS PRIVATE VEHICLE FOR POLICE BUSINESS SUSTAINED DAMAGE TO HIS AUTOMOBILE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$15,000., DEPARTMENT OF RECREATION AND PARKS, DIVISION OF DIRECTOR'S OFFICE, MATERIALS AND SUPPLIES, OTHER MATERIALS AND SUPPLIES; SAID FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Assistant Business Administrator Banker and Director of Recreation and Parks Chavis to meet with the Council at their pre-meeting conference March 1, 1983, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$82,318., PUBLIC HEALTH PRIORITY FUNDING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$82,318., PUBLIC HEALTH PRIORITY FUNDING; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING SEPTEMBER 30, 1981 AND ENDING MARCH 30, 1982. (ADMINISTRATIVE SECRETARY, MUNICIPAL COUNCIL - FIRST LEAVE BEGAN MARCH 30, 1974)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD MARCH 30, 1982 AND ENDING SEPTEMBER 30, 1982. (ADMINISTRATIVE SECRETARY, MUNICIPAL COUNCIL - FIRST LEAVE BEGAN MARCH 30, 1974)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD SEPTEMBER 30, 1982 AND ENDING MARCH 30, 1983. (ADMINISTRATIVE SECRETARY, MUNICIPAL COUNCIL - FIRST LEAVE BEGAN MARCH 30, 1974)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO BERTHA HALL, CLERK TYPIST, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD JANUARY 16, 1983 AND ENDING JULY 15, 1983. (ADMINISTRATIVE SECRETARY, DEPARTMENT OF ADMINISTRATION, BUSINESS ADMINISTRATOR'S OFFICE - FIRST LEAVE BEGAN JANUARY 15, 1979)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

February 16, 1983

7-R-bl.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MEENATHATHIL CHACKO ALEXANDER, BUDGET EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, FOR PERIOD BEGINNING FEBRUARY 27, 1983 AND ENDING AUGUST 27, 1983. (TO SERVE IN FEDERAL PROGRAM - FIRST LEAVE BEGAN AUGUST 27, 1981)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY IN POSSESSION OF POLICE DEPARTMENT, ON SATURDAY, APRIL 9, 1983, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; SAID FUNDS FROM AUCTION SHALL BE DEPOSITED IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.

RESOLUTION REAPPOINTING BOBBIE HARPER, SPECIAL POLICE OFFICER, FOR YEAR ENDING DECEMBER 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.

RESOLUTION ACCEPTING BIDS OF HORACE MITCHELL FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 367 MORRIS AVENUE, BLOCK 254, LOT 20, IN SUM OF \$7,500. AND VICTORIA WATKINS FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS 766 SOUTH 20TH STREET, BLOCK 367, LOT 44, IN SUM OF \$16,100.; PURSUANT TO N.J.S.A. 40A:12-13(a), BASED UPON RESOLUTION 7-R-bh (A.S.), JANUARY 5, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 18 GRANT STREET, BLOCK 29, LOT 40, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$210,254.73 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, AND CASH OVERPAYMENTS FOR YEARS 1976, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$461,281.41 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS TAX COURT JUDGEMENTS, CANCELLATION OF TAXES, SENIOR CITIZEN ALLOWANCE AND CASH OVERPAYMENTS FOR YEARS 1972, 1975, 1978, 1979, 1980, 1981 AND 1982.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A" UPON RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bt.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A" UPON RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO PAY AMOUNTS SET FORTH IN EXHIBIT A TO PARTIES INDICATED, INTEREST DUE ON TAX APPEALS; PROCEEDS TO BE TAKEN FROM MUNICIPAL BUDGET MANDATORY ITEMS, MUNICIPAL BUDGET ACCOUNT, CODE NO. 11-21-01, 7441.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.

RESOLUTION RECOGNIZING AND COMMENDING KENNETH E. PETERSON, EXECUTIVE DIRECTOR OF THE NORTH JERSEY COMMUNITY UNION, FOR OUTSTANDING LEADERSHIP IN THE DEVELOPMENT OF HEALTH CARE AND SOCIAL SERVICES IN NEWARK.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bw.

RESOLUTION RECOGNIZING AND COMMENDING DAVE AND PATTY TOMA ON THEIR SELECTION AS "KING AND QUEEN OF CARNEVALE 1983" AT THE VESUVIUS RESTAURANT.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.

RESOLUTION RECOGNIZING AND COMMENDING DR. AND MRS. PETER SAMMARTINO ON THEIR SELECTION AS "KING AND QUEEN OF CARNEVALE 1983" BY UNICO NATIONAL, DISTRICT 2, AT BIASE'S RESTAURANT.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.

RESOLUTION RECOGNIZING AND COMMENDING RALPH PELLECCIA ON HIS SELECTION AS "KING OF CARNEVALE 1983" AT DON'S 2L RESTAURANT.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz.

RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE FRANK D'ASCENSIO ON HIS SELECTION AS "SENIOR CITIZEN KING OF CARNEVALE 1983" AT BIASE'S RESTAURANT.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca.

RESOLUTION RECOGNIZING AND COMMENDING ELIZABETH CECERE RUSSO SELECTION AS "SENIOR CITIZEN QUEEN OF CARNEVALE 1983" AT BIASE'S RESTAURANT.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb.

RESOLUTION RECOGNIZING AND COMMENDING MICHAEL AND MILDRED BONOMO ON THEIR SELECTION AS "KING AND QUEEN OF CARNEVALE 1983" AT BIASE'S RESTAURANT.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-cc.

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT, THIRD YEAR (H.C.D.A. III) FUNDS, VARIOUS DEPARTMENTS AND AGENCIES TO HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, FOURTH YEAR (H.C.D.A. IV), AMERICAN CITIES, PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd.

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT, FOURTH YEAR (H.C.D.A. IV) FUNDS, GRANT ACCOUNTING, EMERGENCY MEDICAL SERVICES, REVIEW AND PLANNING, CONSUMER ACTION AND GRASS ISLAND TO AMERICAN CITIES; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ce.

RESOLUTION RECOGNIZING AND COMMENDING MAYA ANGELOU, DISTINGUISHED POET AND AUTHOR OF "I KNOW WHY THE CAGED BIRD SINGS", AND WELCOMING HER TO NEW JERSEY ON FEBRUARY 16, 1983.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cf.

RESOLUTION RECOGNIZING AND COMMENDING ALEX HALEY, DISTINGUISHED AUTHOR OF "ROOTS" AND WELCOMING HIM TO A BLACK HISTORY MONTH PROGRAM AT THE NEWARK MUSEUM ON FEBRUARY 20, 1983.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cg.

RESOLUTION RECOGNIZING AND COMMENDING CISSY HOUSTON, NOTED JAZZ AND GOSPEL SINGER FROM NEWARK, AND WELCOMING HER TO A CONCERT AT ESSEX COUNTY COLLEGE ON FEBRUARY 23, 1983.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.

RESOLUTION RECOGNIZING AND COMMENDING MAULANA RON KARENGA, NOTED AUTHOR AND LECTURER, AND WELCOMING HIM TO A PROGRAM AT RUTGERS UNIVERSITY IN NEWARK ON FEBRUARY 23, 1983.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-ci.
(A.S.)

RESOLUTION DESIGNATING THE CITY-OWNED BUILDING AT 32-36 GREEN STREET AS
"HARRY L. WHEELER MEMORIAL BUILDING".

A motion to defer action on this resolution until a selection of a suitable building is made, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cj.
(A.S.)

RESOLUTION RATIFYING CONTRACT WITH NEWARK HOUSING DEVELOPMENT AND
REHABILITATION CORPORATION FOR PERIOD DECEMBER 1, 1982 TO FEBRUARY 16, 1983;
FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT
OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK
HOUSING DEVELOPMENT AND REHABILITATION CORPORATION FOR PERIOD FEBRUARY 17, 1983 TO
MAY 31, 1983; SAID CORPORATION SHALL RECEIVE \$562,000.; FOR PURPOSE OF PROVIDING
HOUSING PRESERVATION AND STABILIZATION SERVICES. (7-R-s-S, JULY 13, 1982, ACCEPTANCE
OF GRANT AWARD FOR H.C.D.A. FY VIII, B-82-MC 43-0111 IN SUM OF \$15,468,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ck.
(A.S.)

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS
FOR JANITORIAL, WATCHMAN SERVICES AND MECHANICAL MAINTENANCE OPERATIONS -
786 BROAD STREET, DEPARTMENT OF ADMINISTRATION, DIVISION OF REAL PROPERTY; PUR-
SUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF
NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Tucker.

7-R-cl.
(A.S.)

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL DECLARING THE MONTH OF FEBRUARY
1983 TO BE "BLACK HISTORY MONTH" IN THE CITY OF NEWARK, NEW JERSEY, IN RECOGNITION
OF THE INNUMERABLE CONTRIBUTIONS BY AFRO-AMERICANS TO ALL PHASES OF THE
AMERICAN CULTURE.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cm.
(A.S.)

RESOLUTION RESCINDING RESOLUTION 7-R-cp, FEBRUARY 2, 1983 "RESOLUTION
APPOINTING THOMAS L. MURRAY, A SPECIAL POLICEMAN FOR THE YEAR ENDING DECEMBER
31, 1983."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino.

President Grant indicated for the record that yesterday the Council met with Police Chief Zizza and Corporation Counsel Teare and in the resolution they asked Corporation Counsel Teare to include certain language which is not included in this as the reason for rescinding the resolution. The reason that was given to them by the Law Department and he would like that added to the resolution so it is not another "fly by night" resolution coming out of the Law Department without any substance. The item is Statute 2C which has to do with expungement of records and not being permitted to work in Law Enforcement Agency in spite of a record.

That aspect needs to be in there and they asked the Law Department to do it and doesn't know why they blatantly refused to do it.

Councilman Rice said he would like to withdraw his motion because he thought it was moving in the affirmative and not rescinding.

Councilman Martinez indicated he would move this resolution.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez.

No: Councilmen Rice, Tucker, President Grant.

Not Voting: Councilmen Payne, Villani.

At a later time in the meeting Councilman Branch requested to change his vote from the affirmative to the negative.

At a later time in the meeting Councilman Payne requested to change his vote from not voting to the negative.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez.

No: Councilmen Branch, Payne, Rice, Tucker, President Grant.

Not Voting: Councilwoman Villani.

At a later time in the meeting further discussion was held on this resolution.

Councilman Carrino said he would like a legal clarification from either the City Clerk or the Law Department concerning this resolution. Because the resolution was rescinded, does that mean the original vote that was taken by the City Council is in effect.

City Clerk D'Ascensio replied in the affirmative.

Councilman Carrino said two weeks ago he voted in the affirmative on that resolution without fully having all of the facts before him and he wants to know how his vote can be changed to a "no". His vote two weeks ago is a yes for that appointment. It means if that gentlemen does something wrong, each and every Council Member who voted yes is legally, personally responsible for what happens and he wants his vote changed.

City Clerk D'Ascensio informed Councilman Carrino that they cannot change the records as they exist but he can however explain the circumstances developing after he voted which would have changed his vote had he known and he could explain with a statement which he is subsequently making now.

President Grant suggested to his colleagues, in light of the discussions with the attorneys for the Council, our legal researchers and also Corporation Counsel Teare, he thinks the information they received, 2C is relative to expungement is in fact a law. He understands that and accepts that but by the virtue of him having presented the resolution and having listened and received the legal opinion from the Corporation Counsel that in fact the resolution was valid and legal and to have a subsequent resolution say that it is invalid and not legal. He said he is going to be guided by the Legal Department since they pay them an excess of several million dollars a year to give them legal recommendations. For the sake of his colleagues on the Council, certainly they have to vote their own consciences, he would vote no simply because his relationship to the resolution, but if someone wanted to vote in the affirmative, it is certainly up to the individual and he understands the position Councilman Carrino feels he is in right now.

Councilman Payne said he would like to get a legal clarification. When Councilman Carrino says if in fact a special policeman does something wrong, then each Council Member is personally liable. Then if any policeman they vote on, that the Mayor appoints and the Council approves, or any firemen, or truck driver, does something wrong, evidently the Council is responsible for that. He questions that and would like to get a legal opinion, not necessarily now, a legal interpretation that the Council, each Member is personally liable for the behavior of this adult person who is a special policeman. They have 150 to 200 and they are liable for 200 people.

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Councilman Carrino said the law states that if the City Council approves a special policeman without recommendation of the Newark Police Chief, then each Member of the City Council who votes over and above the non-recommendation of the Police Chief is personally liable for whatever actions that special police officer commits. Any other special police officer put on with the recommendation of the Police Chief, then absolves them of any personal responsibility.

7-R-cn.
(A.S.)

RESOLUTION CALLING UPON THE MANAGEMENT OF WESTERN ELECTRIC TO RECONSIDER ITS RECENTLY ANNOUNCED PLANS TO PHASE OUT AND EVENTUALLY CLOSE ITS KEARNY, NEW JERSEY PLANT.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Carrino felt that Westinghouse should be inserted in this resolution so that they are including somebody from Newark, who have already announced they are also moving out.

Councilman Rice said that at least 210 employees working in Kearny live in the City of Newark.

MOTIONS.

7-M-a.

A MOTION EXPRESSING THE NEWARK MUNICIPAL COUNCIL'S PROFOUND SORROW AND REGRET AT THE DEATH OF EUBIE BLAKE, DISTINGUISHED AMERICAN COMPOSER AND MUSICIAN, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF JOHN (SONNY) MARTINO, OUTSTANDING NEWARK BUSINESSMAN AND CIVIC LEADER, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION COMMENDING MEMBERS OF THE NEW JERSEY STATE ASSEMBLY FOR ADOPTING BILL-A-3147, WHICH WILL PERMIT ALL NINE MEMBERS OF THE BOARD OF EDUCATION TO BE ELECTED AT ONE TIME AND ALSO WILL PERMIT REPRESENTATION BY WARDS AS WELL AS AT-LARGE, AND URGING EARLY PASSAGE OF SIMILAR LEGISLATION BY THE NEW JERSEY STATE SENATE, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Members of the Municipal Council expressed particular praise for Assemblyman Willie Brown for sponsoring this legislation and for Members of the Essex County Assembly Delegation for giving it their full support. At the same time the Council Members stressed that early action by the Senate is necessary if the provisions of this bill are to apply to the first Board of Education election in Newark in April, 1983. It was pointed out by the Council Members that when Newark voters in May, 1982 approved a change from a Type I to Type II local school district, it was widely assumed that all Members of the new board would be chosen in the first election. Council Members also believe each ward should have its own representative on the Board of Education so it can reflect the diversity of people and interests in the City.

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7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF MRS. HATTIE KEARNEY, OUTSTANDING NEWARK COMMUNITY LEADER AND BELOVED MOTHER OF MRS. KITTY V. TAYLOR, was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION URGING GOVERNOR KEAN TO CONSIDER SPECIAL STATE AID TO NEWARK FOR REPAIRS TO THE VANDALIZED PEQUANNOCK AQUEDUCT, was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Members pointed out that Newark taxpayers have borne the total cost of replacing the pipelines that were damaged by vandals in July 1981. The Newark Department of Engineering calculates the total cost to date at \$2.2 million, which includes replacement of sections of both pipelines, cleanup of debris, landscaping, and purchase of emergency water supplies during the crisis. It has been noted that the aqueduct is an integral part of the water supply network for Northern New Jersey, and serves several municipalities in addition to Newark. Moreover, the City of Newark has little hope of recovering any substantial portion of its losses from the young men convicted of this vandalism. The Municipal Council asks that he consider one-time state-aid to the City of Newark so that it will not have to bear alone the entire financial burden of this catastrophe.

7-M-f.

A MOTION CRITICIZING COMMENTS BY NEW YORK OFFICIALS ABOUT PLACEMENT OF THAT CITY'S HOMELESS IN NEWARK, AND EXPRESSING CONCERN ABOUT THE USE OF LOCAL FACILITIES FOR OUT-OF-TOWNERS, was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Rice pointed out an article by Brian Kates in the Daily News of January 23, 1983, in which Mr. Kenneth Curtin, Assistant Director of Disaster Services, American Red Cross, was quoted as saying "I hate sending New Yorkers to Newark. It's not so far away in terms of miles, but it's a whole world away psychologically."

The Council can understand the embarrassment that New Yorkers may feel in having to turn to Newark to help solve some of their problems. However, the Council does not feel this justifies gratuitous, condescending remarks about a sister city. The Members of the Council are proud of Newark's reputation for hospitality, but are concerned that limited local facilities for the homeless not be taken over entirely by out-of-towners. The Council Members are particularly concerned at reports that the Lincoln Motel, while accommodating homeless New Yorkers, was unable to provide rooms for displaced Newarkers on recent occasions. In view of Mr. Curtin's expressed attitude and our City's needs for shelter space, the Council hopes New York will be able to house its own homeless people, so they need not be subjected to the trauma of exile to Newark.

7-M-g.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE NEXT REGULAR MEETING OF THE MUNICIPAL COUNCIL, MARCH 2, 1983, RESOLUTION COMMENDING MR. THOMAS HARPER, DEMOLITION CONTRACTOR, FOR SERVICES RENDERED IN THE WEST WARD, was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-h.

A MOTION EXPRESSING CONCERN ABOUT INADEQUATE REPRESENTATION FOR THE CITY OF NEWARK ON THE URBAN EDUCATION COMMITTEE APPOINTED BY DR. SAUL COOPERMAN, STATE EDUCATION COMMISSIONER, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The Members of the Council expressed concern at reports that only one of the 27 Members of this new committee is a resident of Newark, and none of the appointees has a child in the Newark public schools. Since the Newark school system is the largest in the State and is seen by many as the epitome of both the good and bad features of urban education today, the Council Members hope that Commissioner Cooperman will appoint to this committee some persons who have a more intimate involvement with the Newark public schools. Such a move, the Council believes, would better equip his Department to assist the Newark system in meeting the needs of some 60,000 pupils.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 7, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LINCOLN AVENUE."

(Lincoln Avenue, West side, beginning at the northerly curblin extension of Arlington Avenue and extending 200 feet northerly therefrom

East side, beginning at the northerly curblin extension of Arlington Avenue and extending 260 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 7, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BACKUS STREET."

(Backus Street, North side, between Avenue I and Gotthardt Street
South side, between Avenue I and Wheeler Point Road)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 7, 1983, ENCLOSING PROPOSED "ORDINANCE TO ESTABLISH DENTAL BENEFITS AND TO UPGRADE MEDICAL-SURGICAL BENEFITS FOR EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-w on page 19 in the minutes of this meeting)

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 16, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE TWENTY-FIVE, CHAPTER THREE, SECTIONS ONE AND TWO, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v, on page 19 in the minutes of this meeting)

The City Clerk presented proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE OF THE CITY OF NEWARK AWARDED MUNICIPAL CONSENT TO CONSTRUCT AND OPERATE A CABLE TELEVISION SYSTEM TO CONNECTION COMMUNICATIONS CORPORATION, INC., (6-S & F-z) ADOPTED SEPTEMBER 3, 1980, AS AMENDED AND SUPPLEMENTED (TO REQUIRE THAT THE OFFICE OF CABLE TELEVISION WITHIN THE DEPARTMENT OF PUBLIC UTILITIES OF THE STATE OF NEW JERSEY BE DESIGNATED AS "COMPLAINT OFFICER" PURSUANT TO N.J.S.A. 48:5-A-26(b), FOR THE PURPOSE OF RECEIVING AND ACTING UPON COMPLAINTS BY SUBSCRIBERS TO CONNECTION COMMUNICATIONS CORPORATION, INC.'S CABLE TELEVISION SERVICE WITHIN THE CITY OF NEWARK)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

President Grant said he would like to respectfully ask his colleague Councilman Rice, if he would withhold this ordinance at this time until the Committee has had an opportunity to review this and then report back to the Council as a whole. He understands his concern, the information received from the State that this is something that should be looked at immediately but this is an item of utmost concern and they certainly do not want to give away any power from this Council if they don't have to to another agency.

Councilman Rice said with all due respect and he believes he was one of the individuals he spoke to in reference to this. He would ask him if they are going to hold this, to remove him from the Committee because he couldn't get the people together but he did do the leg work and put time into this. They are not really giving power away. He thought it was clear when the person from the Utility Commission came before the Council, and he went to another person with the same information. They have been in violation when the old Council made cable a reality because we didn't have a Complaint Officer and in any event that occurs as of January 1, 1983 a letter was forthcoming to this Body indicating that automatically the PUC was going to become the Complaint Officer on record until such time that Council decides to keep them permanently or designate their own. What was indicated it does not take away power from the Council, it just gives one on record and that is the mandate of the State. The Committee can certainly look into it but he would suggest the ordinance stay as it is. There is no barrier in reference to the Utility Commission, if the Council as of this date says they acknowledge a particular agency or a particular individual to be the Complaint Officer. It has nothing to do with that.

Councilman Tucker said he thinks the issue is, that they as the City of Newark, more specifically the City Council has that responsibility. He thinks either back in June or July, what they did was table an ordinance which in effect would establish a unit within the City Council which in turn would do this. His only concern is that giving this authority and the power to the State, they may very well be giving something that they may or may not get back. He thinks they need to really take off the table the original ordinance which in effect would establish, not the Review Officer but he thinks it had the function within the confines of the Council so at least they maintain the control of it. If they give this responsibility to the State, the State is not going to in effect exercise that responsibility without getting reimbursed from the money that was supposed to be given directly to the City, which means if we give that responsibility to the State, what will happen, he assumes the State will bill them based on Connection Communications submitting to them, he thinks 1% or 2% or 3% of the money that they are supposed to bring back. All he is saying is they really need to discuss this. He questioned if it was possible to place this on the next agenda and discuss it in detail.

Councilman Payne said he agreed. This is something that is important and he would really like to have more discussion on this and didn't realize it was coming up.

President Grant said it was moved by Councilman Rice for adoption. Councilman Tucker indicated that he would second the motion for the purpose of discussion only.

A roll call was taken.

Yes: Councilmen James, Rice, Tucker.
No: Councilmen Carrino, Payne.
Not Voting: Councilmen Martinez, Villani, President Grant.
Absent During Roll Call: Councilman Branch.

This motion failed of adoption.

Councilman Rice said he is not going to prolong this but he wants to make it clear that he has spoken to at least five individuals on this Council and made this clear to them, at least he thought. That is why the ordinance is before them. He reiterated that as of January 1, 1983 the State automatically became the Complaint Officer. They are only going on record that it does not take away any powers and they can go on record at the next meeting and have discussion to designate someone. Up until that time they were in violation and would have been in receipt of a letter indicating that and the State automatically became the Complaint Officer and what the penalties were for that. He was told they can just notify them that they are still working. Let it come up for discussion but at least let it go because they indicated to PUC that they are working on the matter, something the old Council had done a long time ago anyway.

Councilman Martinez said would Councilman Rice have any problem about putting it on for the next meeting.

Councilman Rice said they can discuss it and he would suggest perhaps have someone else go and speak to the PUC. The person spoke with the Council and he went to a different individual and got the same information. He said let's not hurt the taxpayers or CCC. Let's do something.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED JANUARY 21, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 4, ALCOHOLIC BEVERAGES, CHAPTER 2, LICENSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED." (TO ADJUST FEES FOR CERTAIN MUNICIPAL ALCOHOLIC BEVERAGE LICENSE)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from January 26, 1983 to February 8, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Lucy's Society	8637 (Amended)
Parents Association of St. Lucy's School	8679 (Amended)
Parents and Guardians Guild of St. Vincent Academy	8704
Queen of Angels Catholic Church	8838

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Church	8834
Newark Day Center, Inc.	8835
United Community Baptist Church	8836
Blessed Sacrament Home-School Association	8839
Harriet Tubman - Parent Teachers Association	8840
Clinton Memorial A.M.E. Zion Church	8841
Essex West Hudson Federation of the Holy Name Society of the Archdiocese of Newark	8842
Holy Name Society - Sacred Heart Church	8843

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT12.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 10:20 P. M.

APPROVED

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Ralph T. Grant, Jr.

Ralph T. Grant, Jr.
President

Newark, New Jersey, February 25, 1983

1093

Feb. 25, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:25 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

City Clerk D'Ascensio read letter dated February 22, 1983, from Honorable Ralph T. Grant, Jr., President of the Municipal Council, calling a special meeting of the Municipal Council for Friday, February 25, 1983, at 1:00 P.M., or as soon thereafter as the Council can convene to consider the following legislation:

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$30,000. IN THE OFFICE OF THE MUNICIPAL COUNCIL TO PROVIDE FUNDS FOR THE HIRING OF SPECIAL COUNSEL.

RESOLUTION AUTHORIZING THE MUNICIPAL COUNCIL TO ENTER INTO CONTRACT WITH AN OUTSIDE ATTORNEY CONCERNING THE BOARD OF EDUCATION.

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on February 22, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk stated that concomitant with the above letter, there was also a direction to send communications to Mr. Thomas Banker, Assistant Business Administrator and Honorable John Teare, Corporation Counsel.

The City Clerk read the following letter:

February 23, 1983

Mr. Thomas Banker
Assistant Business Administrator
Newark, New Jersey

Dear Sir

The Municipal Council requests that a Temporary Emergency Appropriation Resolution be prepared appropriating \$30,000. in the Office of the Municipal Council, Services by Contract or Agreement. If adopted, this resolution will provide funds for the hiring of an outside attorney to represent the Municipal Council with respect to the Board of Education.

Please have this resolution prepared for the Municipal Council's consideration at the Special Meeting of Friday, February 25, 1983 at 1:00 P. M.

Very truly yours

Frank D'Ascensio
City Clerk

1094

February 25, 1983

City Clerk D'Ascensio advised the Council that he was in receipt of this resolution.

The City Clerk read the following letter:

February 22, 1983

Hon. John J. Teare
Corporation Counsel
Newark, New Jersey

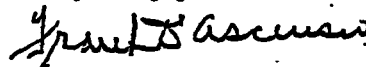
Dear Judge Teare

I hereby request that your office immediately prepare a resolution and contract for the Council's Special Meeting of Friday, February 25, 1983, which would authorize the Council to retain special counsel in connection with matters involving the Newark Board of Education. Said contract shall provide payment of no more than \$30,000. in total and at a rate not to exceed \$100. per hour.

As of the writing of this letter no special counsel has yet been designated by the Governing Body.

It is essential that the proposed legislation be received by this office prior to 11 A.M., Friday, February 25, 1983.

Very truly yours



City Clerk

City Clerk D'Ascensio stated that he was not in receipt of the above mentioned legislation, but he was in receipt of a legal opinion, copies of which have been provided to the Members of the Council, and the subject matter is THE APPOINTMENT OF SPECIAL COUNSEL IN CONNECTION WITH MATTERS INVOLVING THE NEWARK BOARD OF EDUCATION.

Councilman Carrino requested that in lieu of the City Clerk reading the letter from Corporation Counsel Teare it be incorporated into the record.

Newark

Kenneth A. Gibson
Mayor

Department of Law

920 Broad Street
Newark, New Jersey 07102
201 733-3880

John J. Teare
Corporation Counsel

M E M O R A N D U M

TO: Frank D'Ascensio
City Clerk

FROM: John J. Teare
Corporation Counsel

DATE: February 24, 1983

February 25, 1983

RE: APPOINTMENT OF SPECIAL COUNSEL IN CONNECTION
WITH MATTERS INVOLVING THE NEWARK BOARD OF
EDUCATION

This is written in response to your request that we prepare a resolution and contract authorizing the Municipal Council to retain special counsel in connection with matters involving the Board of Education. It is our understanding that the immediate concern of the Council is the special school election at which the question of reclassification of the Newark School District from a type I to a type II district will be presented to the voters.

Your request raises two threshold questions:

1. Does the Municipal Council have standing to institute a lawsuit challenging the special election?
2. Does the Municipal Council have the authority to appoint special counsel?

1. STANDING

In order for the Municipal Council to pursue a judicial review of the special school election a sufficient nexus must exist between the school election and the interests of the Council. A plaintiff must demonstrate a sufficient stake and real adversity with respect to the subject matter of the litigation. New Jersey Chamber of Commerce v. New Jersey Election Law Enforcement Comm., 82 N.J. 57, 67 (1980); Crescent Park Tenants Ass'n v. Realty Equity Corp., 58 N.J. 98, 107-108 (1971). In the instant case the Municipal Council, as a collective body, does not stand to be affected by the citizenry's decision to have a type I or type II school district. The Council cannot show that there is substantial likelihood of some harm being visited on the Council or on their statutory prerogatives in the event that the members of the board are appointed rather than elected. See e.g. Home Builders League of South Jersey, Inc. v. Berlin Tp., 81 N.J. 127, 134-135 (1979); So. Burlington County NAACP v. Mt. Laurel Tp., 67 N.J. 151, 159 (1975), app. dism. 423 U.S. 808 (1975).

Where, however, there is a question of strong public interest a plaintiff can have standing even though the personal impact is less significant. Urban League of Greater New Brunswick v. Mayor and Council of Carteret, 170 N.J. Super. 461, 467 (App. Div. 1979); Elizabeth Federal Savings and Loan Ass'n v. Howell, 24 N.J. 488, 499 (1957). The question becomes whether the Municipal Council, as a collective body, can show that the public interest is severed by challenging the proposed referendum. It is conceded that the public has a strong interest in the operation of the school board; however, it is arguable whether this public interest can be equated with the weighty public questions identified by the New Jersey Courts. The Courts have taken a liberal approach to standing in regards to public injustices, e.g. question involving free speech, tenants' right, and environmental protection. It is doubtful that the matter herein rises to a level justifying this kind of treatment, especially since the public interest may not necessarily be on the side of challenging the election.

February 25, 1983

But even assuming, for purposes of this memorandum, that the courts would find that the potential harm to the general public is so substantial as to constitute a question of public interest it is the opinion of this office that the Council still lacks the requisite minimum nexus with the issues involved to maintain this action.


2. APPOINTMENT OF SPECIAL COUNSEL

Under the Faulkner Act the executive power of the municipality is exercised by the Mayor (N.J.S.A. 40:69A-39), whose duties include the supervision of all of the departments of the municipal government (N.J.S.A. 40:69A-40). The administrative functions, powers and duties of the municipality, except for those vested in the office of the municipal clerk and the municipal tax assessor, are allocated among and within the departments (N.J.S.A. 40:69A:43(a) whose heads have the power of appointment of subordinate officers and employees within their respective departments (N.J.S.A. 40:69A-43(b)).

Consistent with the authority vested in the Mayor and department heads to exercise the executive and administrative functions of municipal government, Newark's Administrative Code provides that the Corporation Counsel "shall be the chief law officer of the city and the attorney of record in all proceedings wherein the city or any of its officers, boards, bodies or commissions, by reason of any suits growing out of their official position, shall be a party" (Newark R.O. 2:6-3). The Code further provides that the Corporation Counsel is authorized to appoint, with the approval of the Mayor, such special counsel as he deems necessary to assist in proceedings in which the City may be a party (Newark R.O. 2:6-9). Clearly, then, the authority to represent the City or any of its officers, etc. in litigation lies with the Corporation Counsel as does the authority to appoint special counsel, subject to the Mayor's approval. All matters relating to the Newark Board of Education in which the City or its officers, etc. have an interest growing out of their official positions are properly handled by the Corporation Counsel. As indicated, however, in the foregoing discussion on the standing of the Municipal Council to challenge the special school election, neither the City nor the Municipal Council has that interest in the conduct or the outcome of the election which would give it standing to bring suit. Moreover, the question of a special election does not give rise to a conflict between the legislative and executive prerogatives of the Municipal Council and the Mayor, respectively, which would justify the Corporation Counsel appointing outside attorneys to represent the interests of the Municipal Council.

Based on the foregoing, it is our opinion that the Municipal Council lacks the authority to appoint special counsel to represent it in challenging the special school election. Neither may the Corporation Counsel make such an appointment as the Council does not have standing to pursue the matter of school elections in court. Although individual members of the governing body may take legal action in their capacities as citizens and taxpayers, they would not be entitled to compensation by the City for legal fees incurred.

In the past the Law Department has, with great success, defended the City in matters involving the Newark Board of Education. However, because of the nature of the issue involved herein, we are precluded from both representing the City or its officials and from approving the appointment of special counsel. In view of our opinion we have not drafted the requested resolution and contract.


JOHN J. TEARE
Corporation Counsel

February 25, 1983

1097

The City Clerk read a letter which was directed to be sent to Mr. Carl Shariff by the Municipal Council.

February 22, 1983

Mr. Carl Shariff
President
Newark Board of Education
2 Cedar Street
Newark, New Jersey 07102

Dear Mr. Shariff

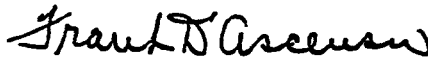
I am writing to you at the direction of the Newark Municipal Council requesting the following information:

1. Has any resolution been adopted by the Newark Board of Education calling for an election to reclassify the Newark Board of Education as a Type I School District?
2. Have any petition(s) been filed with the Board of Education requesting a special election to reclassify Newark as a Type I School District?

If either resolution has been adopted or introduced, or any such petition(s) have been filed, we would appreciate immediate response as to when such matters were adopted and validated, as complying with statutory requirements.

It's essential that written reply be received by this office no later than 3 P.M., Wednesday, February 23, 1983.

Very truly yours



City Clerk

The City Clerk advised that no reply to this letter had been received.

President Grant noted that perhaps this is why the Municipal Council and the Newark Board of Education appear to be in constant conflict when they shouldn't be. He said a simple request from a person who is an appointed official from an elected body going unanswered, to him, smacks of blatant disrespect. At the same time the public is asking this Council to be responsive to the needs of the youngsters in this City and they are trying to work together to get some information. He thinks the Mayor and the entire Board of Education need to be made aware of this and he thinks at some immediate future date the Mayor needs to meet with the Council to see if this mess can be ironed out once and for all. President Grant stated he is tired of the Council constantly having to take the brutal brunt of every axe in this City when in reality the Council is trying to resolve the matter and cannot get basic, simple cooperation.

Councilman Martinez noted the resolution is not signed.

City Clerk D'Ascensio advised this was in accordance with the legal opinion of the Law Department and that it has to be signed by someone as to factual content.

Councilman Tucker stated he would sign the resolution and move it.

Councilman Carrino requested the City Clerk to read into the record the date the letter was sent.

City Clerk D'Ascensio stated the letter was sent on February 22, 1983 and the last sentence reads "It's essential that written reply be received by this office no later than 3 P.M., Wednesday, February 23, 1983."

February 25, 1983

President Grant stated though the time constraint may not be the longest period of time, from the 22nd to the 25th seems to be a reasonable length of time.

Resolutions.

7-R-a-S.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$30,000., OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL, OFFICE OF THE MUNICIPAL COUNCIL, OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT; SAID FUNDS SHALL BE PROVIDED IN 1983 BUDGET.
(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch.

President Grant stated for the public's consumption that the Council is in no way trying to utilize the taxpayers' dollars for anything that is not in the real interest of the City and if after a complete study of this matter, the Council does not find it necessary to hire outside Counsel, not one dime of this appropriation will be used and it will be returned to the City's coffers.

Councilman Carrino noted that if the process by which this special election which has been called for April 5th is overturned by the Judge, the \$30,000. investment will eventually save from \$100,000. to \$125,000. that the Board would have spent one week before the regular election to be held April 12th that they are going to spend money on anyway. He mentioned that the money would be used in a responsible matter even if 1) it was not used at all or 2) it was used to make sure that a far excess amount of money is not going to be used at an inappropriate period of time.

Councilman Payne said in line with the dual election process; 1) As you know it was difficult enough to get people to come out in early primary elections when in the past they were held in the month of April. We found that the turnout in those elections many years ago did not cause a number of problems that we find now existing in June primaries. So there is a precedent to have something to say about times of elections. 2) It is certainly not uncommon for a question to be on a ballot and people to be voting for persons in that election. If the Board of Education is interested in having this referendum before the people, it could be held on one election as it has been indicated before on April 12th where they can vote "No, I don't want this, Yes, I do" and then secondly vote for the candidate. There is no reason other than to thwart the will of the people. He said whether he is for or against an elected board he thinks the people have spoken and he feels that they are elected to uphold the constitution. He said to do anything other than that is, in his opinion, trying to subjugate the constitution in trying to go around the whole question. He stated he supported this resolution.

Councilman Carrino noted that since in the past several months this has happened on more than one occasion where the Corporation Counsel cannot represent the City Council on certain things, he was going to move at the budget hearings that they delete \$30,000. from the Law Department's Budget. He said the Law Department certainly does not need as many lawyers as they have since they cannot represent the Council in certain areas so that in the long run the \$30,000. they are appropriating, if used, is not going to be one extra penny, because he is going to try to take \$30,000. out of the Corporation Counsel's budget for 1983.

Councilman Martinez stated that at the pre-meeting conference he had requested that the Council's two attorneys, City Clerk D'Ascensio and the media, would at the conclusion of the vote on this resolution, visit the Board of Education and ask the Board of Education for a copy or duplicates of those petitions that have been filed and to prepare them in the same manner as is done by the City Clerk in elections in the City of Newark. He said he hoped that request would be followed.

Councilman Branch stated that he was hesitant about supporting this resolution but that he would support it because his colleagues feel very strongly and he feels very strongly about some of the things that have been said. He said

he felt very strongly about voting for a \$30,000. Counsel to come in when they have people that are being paid by the City to render decisions for the Council. He said he does not think it is fair to the taxpayers. He thinks they spend too much money for the Law Department, for the Law Department not to render a decision that the Council is asking for. He said they are constantly spending money and that is why he is hesitant to support this resolution because he has seen us wasting taxpayers' money on that particular issue when decisions could be rendered with the number of people they have that they pay.

Councilman Rice asked if they could move to vote and that he would comment as he would like this to become an official mandate.

President Grant suggested that in order that they did not include anything out of the order of business that it would be appropriate to include it at present, otherwise it would have to be ruled out of order.

Councilman Rice stated for the record that he has no problem spending taxpayers' money. He noted we spend them everyday and he thinks at times they spend them unwisely. He mentioned that this is probably one of the wisest ways they can spend the taxpayers' dollars. He said the West Ward has spoken and they are somewhat disappointed in what the Senate did. Councilman Rice said that half of the Assemblypersons of the 28th Legislative District worked hard and tediously to move as far as they did. He wanted it to go on record that the West Ward Community, those that he tracks with have made it very clear to him that they want this fight to go as far as it has to go in any course.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker stated that when they were down in the Assembly, ironically they found themselves in a position where people who usually were not really supportive of Newark, were very much supportive of that piece of legislation to at least provide them with wards, so that they can get adequate representation. He noted that they as a Council should personally thank them for the support they gave us. He said he was talking about the people who were in attendance and voted affirmatively for it and remind them they will be back on March 7th to follow up on the effort of trying to get ward elections. He requested the City Clerk be directed to send a letter to the Assembly thanking them for their efforts and if possible invite the Attorney General to meet with Council on the question of interpretation of Title 18 and Title 19 and recess this meeting until Monday to give them an opportunity to advise Council. He noted that if the Attorney General were to give them an opinion, it could very well forestall legal action in the Courts. He said they should request they be provided with technical assistance in this regard.

President Grant directed the City Clerk to send a letter of thanks to those persons who worked with the Essex County Delegation in trying to promote the legislation and also a letter requesting the Attorney General and the Commissioner of Education to meet with Council. President Grant said they have reached out for Mr. Saul Cooperman and he has not responded on either occasion. Not once has he been available for this body. This Council put out a call for him this week indicating to him that they would be in Trenton and all of a sudden he had business out of Trenton. Mr. Cooperman did not meet with Council yesterday, the day before, nor today.

City Clerk D'Ascensio asked the Council's direction on the legislation authorizing the Council to enter into a contract with an outside attorney concerning the Board of Education.

A motion to recess this meeting until Monday, February 28, 1983, at 4:00 P.M. was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 2:45 P.M.

1160

February 25, 1983

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Ralph T. Grant, Jr.

Ralph T. Grant, Jr.
President

A recessed meeting of a special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 5:02 P.M.

City Clerk D'Ascensio called the meeting to order and asked for roll call.

Present: Councilmen Rice, Villani, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated February 22, 1983, from Honorable Ralph T. Grant, Jr., President, Newark Municipal Council, calling a special meeting of the Municipal Council for Friday, February 25, 1983, at 1:00 P.M., or as soon thereafter as Council can convene to consider the following legislation:

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$30,000. IN
THE OFFICE OF THE MUNICIPAL COUNCIL TO PROVIDE FUNDS FOR
THE HIRING OF SPECIAL COUNSEL.

(This resolution was adopted at a special meeting held
February 25, 1983)

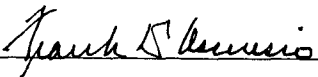
RESOLUTION AUTHORIZING THE MUNICIPAL COUNCIL TO ENTER
INTO CONTRACT WITH AN OUTSIDE ATTORNEY CONCERNING THE
BOARD OF EDUCATION.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.'"

Councilman Rice stated the meeting was recessed until Tuesday, March 1, 1983, at 4:00 P.M.

This meeting adjourned at 5:04 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Newark, New Jersey, March 1, 1983

1102

A recessed meeting of a special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:00 P.M.

City Clerk D'Ascensio called the meeting to order and asked for roll call.

Present: City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated February 24, 1983, from Honorable Ralph T. Grant, Jr., President, Newark Municipal Council, calling a special meeting of the Municipal Council for Monday, February 28, 1983, at 4:00 P.M., or as soon thereafter as Council can convene to consider the following legislation:

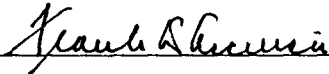
RESOLUTION RATIFYING THE ACTION OF THE STATE
LEGISLATURE IN RELATION TO AN ELECTED BOARD OF
EDUCATION.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.'"

City Clerk D'Ascensio stated the meeting was recessed until March 2, 1983, at 2:00 P.M.

This meeting adjourned at 4:05 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

March 1, 1983



Newark, New Jersey, March 1, 1983

1103

A recessed meeting of a recessed meeting of a special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 4:05 P.M.

City Clerk D'Ascensio called the meeting to order and asked for roll call.

Present: City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated February 22, 1983, from Honorable Ralph T. Grant, Jr., President, Newark Municipal Council, calling a special meeting of the Municipal Council for Friday, February 25, 1983, at 1:00 P.M., or as soon thereafter as Council can convene to consider the following legislation:

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$30,000.
IN THE OFFICE OF THE MUNICIPAL COUNCIL TO PROVIDE FUNDS
FOR THE HIRING OF SPECIAL COUNSEL.
(This resolution was adopted at a special meeting held
February 25, 1983)


RESOLUTION AUTHORIZING THE MUNICIPAL COUNCIL TO ENTER
INTO CONTRACT WITH AN OUTSIDE ATTORNEY CONCERNING THE
BOARD OF EDUCATION.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.'"

City Clerk D'Ascensio stated the meeting was recessed until March 2, 1983, at 2:00 P.M.

This meeting adjourned at 4:06 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

March 1, 1983



Newark, New Jersey, March 2, 1983

1104

The recessed meetings of February 28, 1983 and March 1, 1983 of a special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P. M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Floyd Bostic, Sergeant-at-Arms.

City Clerk D'Ascensio read letter dated February 24, 1983, from Honorable Ralph T. Grant, Jr., President, Newark Municipal Council, calling a special meeting of the Municipal Council for Monday, February 28, 1983, at 4:00 P.M., or as soon thereafter as Council can convene to consider the following legislation:

RESOLUTION RATIFYING THE ACTION OF THE STATE
LEGISLATURE IN RELATION TO AN ELECTED BOARD OF
EDUCATION.

RESOLUTIONS.

7-R-a-S. RESOLUTION RATIFYING THE ACTION OF THE STATE LEGISLATURE IN RELATION TO AN ELECTED BOARD OF EDUCATION.

City Clerk D'Ascensio stated that in view of the fact that the State Legislature did not act upon the request of the Council to have that legislation prepared, which is now moot, a motion to table this resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

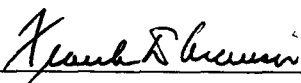
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

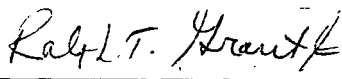
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

This meeting adjourned at 1:25 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President



Newark, New Jersey, March 2, 1983

1105

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 1:20 P.M.

The audience arose for the National Anthem.

The prayer was offered by Rev. T. H. Rankin.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant, City Clerk D'Ascensio, Clerk of the Municipal Council; Sergeant Floyd Bostic, Sergeant-at-Arms and Ms. Kathleen Goger, Assistant Corporation Counsel.

(Councilman Payne arrived at 1:45 P.M.)

(Councilman James arrived at 2:20 P.M.)

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on February 22, 1982, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk.)

4-a. The City Clerk presented REPORT OF DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR MONTHS SEPTEMBER THROUGH DECEMBER 1982.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-b. The City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JANUARY 20, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

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4-d. The City Clerk presented COPY OF MINUTES OF MEETINGS OF CENTRAL PLANNING BOARD, HELD DECEMBER 6, 1982 AND FEBRUARY 7, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-e. The City Clerk presented COPY OF MINUTES OF REGULAR MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD DECEMBER 16, 1982.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-f. The City Clerk presented 1982 ANNUAL REPORT OF THE OFFICE OF THE CITY CLERK.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD DECEMBER 6, 1982.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-h. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JANUARY 20, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-i. The City Clerk presented COPY OF MINUTES OF MEETING OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JANUARY 20, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NIAGARA STREET AS A ONE-WAY STREET.

(Deleting Niagara Street, Westbound, from Amsterdam Street to Ferry Street
Adding Niagara Street, Westbound, from Amsterdam Street to Darcy Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EAST KINNEY STREET.

(Deleting East Kinney Street, from McCarter Highway to Broad Street, North side, from 4:00 P.M. to 6:00 P.M., except Saturdays and Sundays)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON HARDING TERRACE.

(Harding Terrace, between Parkview Terrace and Bergen Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

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6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON CABINET STREET.

(Deleting Cabinet Street, North side, from Littleton Avenue to Bergen Street)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOMERSET STREET AS A ONE-WAY STREET.

(Deleting Somerset Street, Northbound, from Avon Avenue to Muhammad Ali Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FOURTH STREET AS A ONE-WAY STREET.

(Deleting Fourth Street, Southbound, from First Street to Central Avenue
 Adding Fourth Street, Southbound, from First Street to 7th Avenue West, from Route 280 Connector Road to Central Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

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6-F-g.

The City Clerk read AN ORDINANCE TO AMEND ARTICLE 9, TITLE 2, CHAPTER 2, SECTIONS 2:33 ET SEQ., OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(To change the title of the Civil Defense Council and the Director thereto)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration per request of the Mayor was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes;

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY FOR SECRETARY, BOARD OF ADJUSTMENT)

(Secretary, Board of Adjustment \$5,000. - \$5,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Assistant Business Administrator Banker,
Corporation Counsel Teare and Hon. Angelo Cifelli, Jr. met with the Council
February 22, 1983)

Councilman Tucker requested that this ordinance be amended back to the original recommendation which set the salary of the Secretary of the Board of Adjustment at \$3,500.

A motion to amend the ordinance by changing the salary of the Secretary of the Board of Adjustment to \$3,500. was made by Councilman Tucker, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

No: Councilman Martinez.

Not Voting: Councilmen Branch, Carrino, Villani, President Grant.

A motion to consider Ordinance 6-F-h on this calendar at a later time in the meeting when a full complement of Council Members are present was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

At a later time in the meeting a motion to consider Ordinance 6-F-h was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

A motion to amend the ordinance by reverting back to the original administrative recommendation of \$3,500. per year reimbursement for Secretary, Board of Adjustment was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilman James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Branch, Carrino, Villani.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

President Grant: The yeses are six and the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

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Councilman Martinez requested that a copy of this and all the hearings that this Council has had in the last two months be submitted to Judge Thompson. He said he would be curious to see how Judge Thompson interprets the way Council changes salaries, laws, decisions.

Councilman Tucker stated that at the pre-meeting conference, Mr. Angelo Cifelli, Counsel for the Board of Adjustment, indicated that the Judge's determination, a copy of which Council is in receipt of, indicated that the Judge would not entertain making a ruling on a possible change until such time as the change had been put forth in an ordinance. Councilman Tucker noted for the record that the Judge had not ruled on any changes currently being recommended at this point in time. The Judge reserved the right to make a decision on it. Councilman Tucker said he did not feel this Council should be an agent of the Court. He said if the individuals who are involved in this process want to take this matter to Court he thinks they have every right to do so and they should go through the same process as any other person taking a matter to Court and asking the Judge to rule. He stated it is important to note that the Judge did not rule on this question.

Councilman James stated he did not think that they should make any idle inferences that this Body is acting contrary to law. He thinks it should be clearly stated as Councilman Tucker has indicated for the record and he would concur with all of his remarks. He would like to state they should be mindful that the late Rocco Rossi served in a unique position as both Secretary to the Board of Adjustment and Zoning Officer. But this is not the same, that these two positions can not be separated, nor should it be ascertained or understood that it is not the prerogative of this Body to deal with the establishment of salaries and positions. He would hope that any idle inference that they are acting contrary to any Judge's order is removed from the minutes of this meeting because that is certainly a height of speculation, a hypothesis when the action of this Council is far removed from that type of action.

Councilman Martinez stated that no where in his remarks did he say this Council was acting in any way shape or form. He only requested that all of the minutes of the meeting concerning this particular ordinance be submitted to the Judge for his review. He said it is very interesting how they received a salary of \$3,500 at one meeting, increased to \$5,000. at another meeting and reduced back to \$3,500. at the third meeting.

Councilman Tucker said he did not believe this Council should submit this matter to Court. He opined that if the persons involved in this matter want to take it to Court they have every right to do that but why should this Council submit it to Court which implies there is something that they are doing wrong.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LINCOLN AVENUE.

(Lincoln Avenue, West side, beginning at the northerly curblin extension of Arlington Avenue and extending 200 feet northerly therefrom
East side, beginning at the northerly curblin extension of Arlington Avenue and extending 260 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

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6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BACKUS STREET.

(Backus Street, North side, between Avenue I and Gotthardt Street

South Side, between Avenue I and Wheeler Point Road)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 6, SECTION 9, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (PROVIDING FOR THE EMPLOYMENT OF SPECIAL COUNSEL)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

6-F-l.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, SENIOR CLERK TYPIST, WATER METER REPAIRER, WATER METER REPAIRER FOREMAN, IN THE DEPARTMENT OF FINANCE, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE)

(Laborer (40 Hours)

\$10,441.60 - \$12,272.00

Senior Clerk Typist (35 Hours)

9,533.80 - 11,590.03

Water Meter Repairer (40 Hours)

12,064.00 - 13,977.60

Water Meter Repairer, Foreman (40 Hours)

13,459.71 - 16,359.17)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant.

Councilman Martinez said this is only the transfer from one position to another. There are no additional titles or monies.

Councilman Carrino said this has to do with the situation with people who are in the Water Meter Lab. He said if they do not get them over there they will not be able to perform their function.

The motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

The City Clerk announced a substitute ordinance for 6-F-l was to be submitted by Administration and said substitute ordinance will appear on the next calendar under First Reading.

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A motion to remove from the table Item 9-a, October 20, 1982, and consider on Ordinances for First Reading "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, WATER LEAK DETECTOR) was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Carrino.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, WATER LEAK DETECTOR)

		1st year per hour	2nd year per hour	3rd year per hour
Laborer, Water Leak (40 Hours)	1/1/82	\$5.04	\$5.41	\$5.87)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant.

Councilman Tucker stated that a representative from the Water Department should be invited to the next pre-meeting conference to indicate why this particular position is important.

A motion to adopt the ordinance on first reading and directing the City Clerk to invite a representative from the Water Department to the pre-meeting conference March 15, 1983 was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Carrino.

President Grant: The yeses are six and the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

At a later time in the meeting a motion to consider Item 8-b on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Martinez.

6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE IMPOSING A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK, ORDINANCE 6-S & F-m, JANUARY 4, 1978, AS AMENDED BY ORDINANCE 6-S & F-k, JANUARY 3, 1979, AS AMENDED BY ORDINANCE 6-S & F-b, ADOPTED JANUARY 16, 1980, AS AMENDED BY ORDINANCE 6-S & F-k, FEBRUARY 17, 1982, TO IMPOSE A RATE OF THREE QUARTERS PERCENT (.75) EFFECTIVE APRIL 1, 1983.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

President Grant: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 16, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE TWENTY-FIVE, CHAPTER THREE, SECTIONS FOUR AND FIVE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966), AS AMENDED AND SUPPLEMENTED. (WATER RATES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title Twenty-Five, Chapter Three, Section 4, of Ordinance 6 S & F-b adopted February 4, 1981 shall be amended to read as follows:

Section 4. That Title Twenty-Five, Chapter Three, Section One, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended, be further amended to read as follows with such amendment to be in effect for the period from October 1, 1981 until such time as it is further amended by the Municipal Council:

25:3-1. Rates: General Schedule

The Charges for all water furnished by the City of Newark including private consumers in Silver Lake District, Belleville and elsewhere outside of Newark (unless otherwise covered by special contract), shall be as follows:

\$13.71 for the first 500 cubic feet or less, per quarter;

8.82 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

7.83 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

6.86 per 1,000 cubic feet for the next 400,000 cubic feet per quarter;

5.90 per 1,000 cubic feet for all over 500,000 cubic feet per quarter;

Section 2. That Title Twenty-Five, Chapter Three, Section 5, of Ordinance 6 S & F-b adopted February 4, 1981 shall be amended to read as follows:

Section 5. That Title Twenty-Five, Chapter Three, Section Two, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended, be further amended as follows, with such amendment to be in effect for the period from October 1, 1981 until such time as it is further amended by the Municipal Council:

25:3-2. Rates for Certain Use of High Pressure Supply System.

\$19.54 for the first 500 cubic feet or less per quarter;

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12.71 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

11.74 per 1,000 cubic feet for the next 90,000 cubic feet per quarter;

9.79 per 1,000 cubic feet for all over 400,000 cubic feet per quarter;

9.18 per 1,000 cubic feet for all over 500,000 cubic feet per quarter.

Section 3. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Martinez asked the City Clerk for clarification on this ordinance.

City Clerk D'Ascensio stated the prior ordinance adopted by Council dealt with the water rates up to September 30, 1982. He said there was a hiatus in the period since then and in order to correct that deficiency and fill the void, all this would do is continue the water rates that Council adopted for 1982 and continue them until such further time as Council would change them in the future. It does not increase what exists today.

President Grant stated this ordinance does not have any reference to the new water rates. He said this would give the City permission to continue collecting at the old rate until this Council either approves or disapproves the new one.

The motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting Councilmen Payne requested to have his vote recorded since he was not present when that ordinance was considered.

Councilman James also requested at this time to have his vote recorded as he was in attendance at a meeting for the homeless when this ordinance was considered.

A motion to revert back to Ordinance 6-Ph, S & F-a to permit Councilmen Payne and James to record their vote was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

President Grant stated for the consumption of the audience that normally once a matter has been acted on and subsequently a Council Member comes in to cast their vote in the affirmative or the negative it is the prerogative of the chair to entertain a motion to go back to something that has been concluded.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CHIEF CLERK, RENT CONTROL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. (j) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Chief Clerk, Rent Control as follows, to wit:

(j) Rent Control Board

<u>POSITION</u>	<u>EFFECT. DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Clerk, Rent Control 102918 (35 Hrs.)	1/1/83	\$14,956.57	\$ 18,178.48

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY" (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO CREATE THE TITLE AND SALARY RANGE FOR LINEMAN FOREMAN AND TO DELETE THE TITLE OF FOREMAN, FIRE ALARM TELEGRAPH.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6S&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended to create the following title, title code, annual minimum and annual maximum salary, as follows, to wit:

<u>POSITION</u>	<u>NO. OF POSITIONS</u>	<u>EFFECTIVE DATE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Lineman Foreman	2	1/1/80	\$20,140.58	\$20,950.42	\$21,756.02
153500		1/1/81	\$21,240.58	\$22,050.42	\$22,856.02

Section 2. That the aforementioned ordinance be further amended to delete the following title, title code, annual minimum and annual maximum salary as follows, to wit:

<u>POSITION</u>	<u>NO. OF POSITIONS</u>	<u>EFFECTIVE DATE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Foreman, Fire Alarm	2	1/1/80	\$20,140.58	\$20,950.42	\$21,756.02
Telegraph 999111		1/1/81	\$21,240.58	\$22,050.42	\$22,856.02

Section 3. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, annual minimum and annual maximum salaries therefor which are inconsistent herewith, are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A CAPITAL ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$100,000. FOR THE RECONSTRUCTION OF FIREHOUSES IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AND APPROPRIATING \$100,000. FROM THE CAPITAL IMPROVEMENT FUND OF THE CITY FOR FINANCING THE APPROPRIATION.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The improvement described in Section 2 of this ordinance has heretofore been authorized to be undertaken by the City of Newark, New Jersey as a general improvement. For the improvement or purpose described in Section 2, there is hereby appropriated the supplemental amount of \$100,000 from the capital improvement fund of the City, such sum being in addition to the \$71,200 appropriated therefor by Section 3(b) of bond ordinance #6S and FB of the City finally adopted January 6, 1982.

Section 2(a). The improvement heretofore authorized and the purpose for the financing of which the \$100,000 from the capital improvement fund has been made available is Project #0480 providing for the reconstruction of various firehouses in the City including Engine Companies #4, #14, #15 and #29 as more specifically described in Section 3(b) of bond ordinance #6S and FB of the City finally adopted January 6, 1982.

(b) The estimated cost of the improvement or purpose is \$171,200 including the \$71,200 appropriated by Section 3(b) of bond ordinance #6S and FB of the City finally adopted January 6, 1982 and the \$100,000 appropriated herein.

(c) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is \$67,800 consisting of the \$67,800 bonds or notes authorized by Section 3(b) of bond ordinance #6S and FB of the City finally adopted January 6, 1982. No additional bonds or notes are authorized herein.

Section 3. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolu-

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tion in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and is available there for public inspection.

Section 4. This ordinance shall take effect 10 days after the first publication thereof after adoption, as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF BALL STREET, AS LAID OUT 60 FOOT IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE SOUTHERLY LINE OF DELANCY STREET SOUTHERLY TO THE NORTHERLY LINE OF THE NEW JERSEY TURNPIKE RIGHT-OF-WAY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all portion, part, and parcel of Ball Street, as laid out 60 foot in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the southerly line of Delancy Street southerly to the northerly line of the New Jersey Turnpike right-of-way shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this Council which map is known and designated as Map 1763-V and dated Revised 13 Decemeber 1982 is hereto attached and made a part hereof. A copy of said map is on file in the office of the Director of Engineering.

Section 2. This Ordinance is adopted under and by virtue of the provisions of Sections 40:67-1(b), 40:55-21.11, and 40:55c-72 of the Revised Statutes of New Jersey, 1937.

Section 3. This Ordinance shall take effect upon adoption and publication in accordance with law.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 4, CHAPTER 1, BY ADDING THERETO THE WORD "SATURDAY" TO TITLE 4, CHAPTER 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1977, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That Chapter 1, Section 1, Subsection a of Title 4, Alcoholic Beverages, be amended to read as follows:

4:1-1. Licensed premises; opening and closing hours.

(a) No plenary retail consumption or club licensee shall sell, serve, deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, or permit consumption of any alcoholic beverage on the licensed premises (1) on Monday thru Thursday, except New Year's Day, between hours of 2:00 A.M. and 7:00 A.M.; nor (2) on Friday and Saturday, except New Year's Day, between hours of 3:00 A.M. and 7:00 A.M.; nor (3) on Sundays, except New Year's Day between 3:00 A.M. and 12 o'clock noon; nor (4) on New Year's Day when such day falls on a weekday or Saturday, between the hours of 5:00 A.M. and 7:00 A.M.; nor (5) on New Year's Day when such day falls on Sunday, between hours of 5:00 A.M. and 12 o'clock noon.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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At this time President Grant recognized students in the audience from several high schools from the City who were from United States History or Civic Classes. He explained to these students that ordinances are laws the City creates while a resolution is an action on making appropriations. He mentioned the calendar is made up of ordinances, resolutions and Hearings of Citizens. He noted that if in the future any class would like to have a Member of this Council speak to them, he is sure any Councilman would be happy to do that as long as his schedule permits it.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A BOND ORDINANCE REAPPROPRIATING \$1,206,741.81 BOND PROCEEDS NOT NEEDED FOR THE PURPOSES FOR WHICH THE BONDS ORIGINALLY WERE ISSUED, IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND PROVIDING FOR THE AMENDMENT OF BOND ORDINANCE 6-S & F-b, FINALLY ADOPTED JANUARY 6, 1982 AND BOND ORDINANCE 6-S & F-a, FINALLY ADOPTED JANUARY 6, 1982, AS AMENDED BY BOND ORDINANCE 6-S & F-u, FINALLY ADOPTED SEPTEMBER 15, 1982 IN ORDER TO PROVIDE FOR A CHANGE IN THE DESCRIPTION OF THE PROJECTS AUTHORIZED TO BE UNDERTAKEN.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Section 3(j) of bond ordinance #6S and FA finally adopted January 6, 1982, as amended by bond ordinance #6S and FU, finally adopted September 15, 1982, is hereby amended to change the description of the improvement authorized to be undertaken and to read as follows:

"Section 3(j). Project #4381

The resurfacing of streets city wide including:

1. White Terrace-Clinton Place to Dead End;
2. Bergen Street-Avon Avenue and Hawthorne Avenue;
3. South Broad Valley NSA:
 - a. Pennington from Route 21 to Broad Street;
 - b. Tichenor Street-Route 21 to Broad Street;
 - c. Parkhurst Street-Route 21 to Broad Street;
 - d. Thomas Street-Route 21 to Broad Street;
 - e. South Street- Route 21 to Broad Street;
4. Dawson Street;
5. Hermon Street;
6. South 19th Street;
7. Wheeler Point Road;
8. Oak Island Access;
9. Jabez Street;

10. Clay Street-Broad Street to Clay Street Bridge;
11. Nye Avenue from Clinton Place to Fabyan Place;
12. So. 14th Street from Central Avenue to Gould Avenue;
13. Third Street from Berkley Avenue to Bloomfield Avenue;
14. Brookdale Avenue from Valley Road-So. Orange Avenue;
15. Vermont Avenue from City Line-So. Orange Avenue;
16. Norwood Street from 18th Avenue-So. Orange Avenue;
17. Laurel Place from West End Avenue-Vermont Avenue;
18. South 11th Street from 9th Avenue-Central Avenue;
19. Norman Road from Woodbine Avenue-Irvington Line;
20. Livingston Street (SEC. I) from 17th Avenue-Rose Street;
21. Irvine Turner Blvd. from Muhammad Ali Avenue-Clinton Avenue;
22. Peshine Avenue from Watson Avenue-Renner Avenue;
23. Boylan Street from So. Orange-Dead End;
24. Vassar Avenue from Elizabeth Avenue-Dead End;
25. East Kinney Street (SEC. I) from Elm Road-Van Buren Street;
26. Avenue "L" from Wilson Avenue-Magazine Street;
27. Goble Street from Emmet Street-Thomas Street;
28. Elm Road from Pulaski Street-Chestnut Street;
29. Oliver Street from Elm Road-Pacific Street;
30. East Kinney Street (SEC. II) from Adams Street-N.J.R.R. Avenue;
31. 4th Avenue from No. 7th Street-Roseville Avenue;
32. Leslie Street from Hillside City Line-Hawthorne Avenue;
33. Grand Avenue from So. Orange Avenue-Tremont Avenue;
34. Irving Street from Broadway-Summer Avenue;
35. Elliott Street from Summer Avenue-Broadway;
36. Lake Street from Park Avenue-Bloomfield Avenue;
37. William Street from Washington Street-Springfield Avenue;
38. West Kinney Street from Irvine Turner Blvd.-Morris Avenue;
39. Montgomery Street High Street-Irvine Turner Blvd./Prince Street;
40. Muhammad Ali Avenue from Irvine Turner Blvd.-Bergen Street;
41. Sayre Street from Springfield Avenue-W. Kinney Street;
42. Livingston Street from Springfield Avenue-W. Kinney Street;
43. Jones Street from Springfield Avenue-So. Orange Avenue;
44. North 13th Street from Bloomfield Avenue-2nd Avenue;
45. North 11th Street from Bloomfield Avenue-Delavan Avenue;
46. North 10th Street from Abington Avenue-Delavan Avenue;
47. Highland Avenue from Abington Avenue-Ballantine Parkway;
48. West End Avenue from City Line-So. Orange Avenue;
49. Seymour Avenue from Nye Avenue-Renner Avenue;
50. Weequahic Avenue from Clinton Place-Dead End;
51. West End Avenue from City Line-So. Orange Avenue;
52. Stengel Avenue from Hunterdon St.-Elizabeth Avenue;
53. Wainwright Street from Lyons Avenue-Chancellor Avenue;

- 54. 3rd Avenue from Branch Brook Park-Roseville Avenue;
- 55. Astor Street from NJRR Avenue-Pacific Street;
- 56. Arlington Street from Court Street-Branford Place;
- 57. Walnut Street from Broad Street-McCarter Highway;

Section 2. Section 3(a) of bond ordinance #6S and FB finally adopted January 6, 1982 is hereby amended to change the description of the improvement authorized to be undertaken and to read as follows:

Project Number	Improvement or Purpose
(a) 0180	Acquisition of one (1) Aerial Ladder Horse (tractor), three (3) 1,000 GPM Pumpers and one (1) Mini Pumper for the Fire Department

Section 3. Pursuant to N.J.S.A. 40A:2-39, \$1,206,741.81 bond proceeds originally made available pursuant to the ordinances described below by project number, ordinance number and date of adoption, project title, project cash balance and amount reappropriated are not necessary for the purposes for which the bonds originally were issued and are hereby reappropriated to the purposes set forth in Section 4 hereof.

<u>Project Number</u>	<u>Ordinance Number and Date of Adoption</u>	<u>Project Title</u>	<u>Project Cash Balance</u>	<u>Amount Reappropriated</u>
(a)122-71	6S & FK 11/21/72 amended by 6S & FS 12/7/81 amended by 6S & FC 1/6/82	City share of construction of secondary treatment facilities	\$1,326,817.05	\$1,026,817.05
(b)0179	6S & FH 12/19/79 amended by 6S & FK 12/17/80	Acquisition of fire department vehicles	41,365.00	41,365.00
(c)0279	6S & FH 12/19/79 amended by 6S & FK 12/17/80	Acquisition of Public Works Vehicles	78,450.18	78,450.18
(d)0379	6S & FH 12/19/79 amended by 6S & FK 12/17/80	Acquisition of specialized equipment for Public Works Department	520	520

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<u>Project Number</u>	<u>Ordinance Number and Date of Adoption</u>	<u>Project Title</u>	<u>Project Cash Balance</u>	<u>Amount Reappropriated</u>
(e)2079	6S & FH 12/19/79	Acquisition and in- stallation of Tele- phone Monitoring Equipment	1,902.00	1,902.00
(f)2479	6S & FH 12/19/79	Installation of a passenger elevator in the main build- ing of the Newark Museum	57,687.58	57,687.58
			TOTAL	\$1,206,741.81

Section 4. The purposes for the financing of which the \$1,206,741.81 bond proceeds have been reappropriated are set forth below by project number, ordinance number and date of adoption, project title and amount of reappropriated bond proceeds.

<u>Project Number</u>	<u>Ordinance Number and Date of Adoption</u>	<u>Project Title</u>	<u>Amount Reappropriated</u>
(a)0180	6S & FB 1/6/82, as amended by Section 2 of this ordinance	One (1) 100 ft. Aerial Ladder Truck and two (2) 1,000 GPM Pumps (this project was amended in Section 1 hereof to read as follows: One (1) Aerial Ladder Horse (tractor) three (3) 1,000 GPM Pumps and One (1) Mini Pumper)	\$ 321,000.00
(b)1281	6S & FC 1/6/82 amended by 6S & FU 9/15/82	Environmental design in- cluding curb and sidewalk improvements in NJR-6 and NJR-32, 233-49 Wilson Avenue, disposal parcel 67A and NJR-121	261,000.00
(c)4381	6S & FA 1/6/82 amended by 6S & FU 9/15/82, as amended by Section 1 of this ordinance	The resurfacing of streets City- wide as more particularly de- scribed in Section 1 of this bond ordinance	386,041.81
(d)C481	6S & FA 1/6/82	Rehabilitation of Washington Park	238,700.00
		TOTAL	\$1,206,741.81

Section 5. The authorization of bonds or notes for each of the projects set forth in Section 3 above is hereby

reduced to the extent that the bond proceeds have been reappropriated for such purposes. The project number, amount of bonds or notes originally authorized, reduction of bond or note authorization and existing bond or note authorization for each project is as follows:

<u>Project Number</u>	<u>Original Bond or Note Authorization</u>	<u>Amount of Reduction as a Result of Reappropriation of Bond Proceeds</u>	<u>Existing Bond or Note Authorization</u>
(a)0180	\$ 321,000	\$ 321,000	\$ 0
(b)1281	961,000	261,000	700,000
(c)4381	1,439,000	386,041.81	1,052,958.19
(d)C481	238,700	238,700	0

Section 6. The capital budget of the City of Newark is hereby amended, to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated ^{by} the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and is available there for public inspection.

Section 7. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to request the Director of Engineering to submit a full detailed report on all projects in the Capital Budget was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 15, SUBTITLE 1 "HOUSING CODE," CHAPTER 6, "ROOMING HOUSES: LICENSING PROVISIONS" OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (DELETE REFERENCE TO THE SECRETARY OF THE BOARD OF ADJUSTMENT AND TO PROVIDE FOR REFERENCE TO ZONING OFFICER.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Title 15 "Housing", Subtitle 1 "Housing Code" Chapter 6 "Rooming Houses: Licensing Provisions", Sections 15:6-8(a) and 15:6-8(h) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended to delete therefrom reference to the Secretary of the Board of Adjustment and provide for reference to Zoning Officer as follows, to wit:

- 15:6-8. License application; procedure for approval; hearing where violations are disclosed; reinspection after abatement or correction of violations; approval or denial of license; appeal.
- (a) The director, division of licenses, shall forthwith submit or have the application submitted by the applicant to the zoning officer for approval as to the application of the zoning ordinance to the premises involved therein. If the zoning officer shall determine that the premises are located in a zone wherein rooming houses are not permitted or that rooming house use of the premises in such zone is not a lawful nonconforming use, he shall so note thereon and return the application to the director, division of licenses, who shall thereupon deny and return the application together with the license fee paid therewith to applicant, and no license shall issue in such case. If the zoning officer shall determine that the premises are located in a zone where rooming house use is permitted or that rooming house use of the premises is a lawful nonconforming use, he shall so note the application and forward it to the director.
- (h) The director shall forthwith forward copies of all his recommendations to the director, division of licenses, the director of police and the zoning officer. A copy of all such recommendations shall also be sent by registered or certified mail to the applicant. If such recommendation shall deny the application and the issuance of a license thereon, such recommendation shall set forth the specific reasons therefor.

SECTION 2. All prior ordinances or parts of prior ordinances which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

President Grant: The yeses are five and the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting Councilwoman Villani requested her vote be changed from the affirmative to a Not Voting.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

At a later time in the meeting a motion to close the hearing was made by Councilman Tucker, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Branch, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

At a later time in the meeting a motion to reconsider Ordinance 6-Ph, S & F-h on public hearing, second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

President Grant: The yeses are six and the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 4, "GENERAL ADMINISTRATION," ARTICLE 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO DELETE REFERENCE TO THE SECRETARY, BOARD OF ADJUSTMENT AND TO PROVIDE FOR REFERENCE TO ZONING OFFICER)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That title 2 "Administration", Chapter 4 "General Administration", Article 1 "In General", Section 2:4-9 et seq. of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended to delete reference to the Secretary, Board of Adjustment and provide for reference to Zoning Officer, as follows, to wit:

2:4-9(a) Whenever an application is made to any department, division or bureau of the city for a license or permit involving any land or building or the use and occupancy thereof, it shall be the duty of the issuing officer or employee to submit or have the application submitted by the applicant to the Zoning Officer for approval as to the application of the zoning ordinance of the city (sections 27:1-1 et seq.) to the premises involved therein. In such case, no license or permit shall be issued except upon approval of the Zoning Officer or his or her designee.

(b) Any license or permit issued in violation of the provisions of this section shall be void.

2:4-9.1 The fee for any appeal to the board of adjustment from any order, requirement, decision or refusal made by the Zoning Officer based on or made in the enforcement of the zoning ordinance, or for any application for either a special exemption to or variance of the zoning ordinance shall be \$150.00.

2:4-9.2 No fee shall be required in cases where an appeal is taken from the affirmative action of the Zoning Officer.

SECTION 2. All prior ordinances or parts of prior ordinances which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Rice, Tucker, President Grant.

No: Councilman Martinez

Not Voting: Councilmen Carrino, Villani.

At a later time in the meeting a motion to reconsider Ordinance 6-Ph, S & F-i on public hearing, second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 2, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

President Grant: The yeases are six and the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE TITLE AND SALARY RANGE FOR ZONING OFFICER IN THE BOARD OF ADJUSTMENT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to create the title and salary range for Zoning Officer in the Board of Adjustment, as follows, to wit:

(b) Board of Adjustment

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Zoning Officer 154952	\$24,361.83	\$29,611.08

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

At a later time in the meeting a motion to reconsider Ordinance 6-Ph, S & F-j on public hearing, second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

President Grant: The yeses are six and the noes are one and two not voting.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ALLOW THE OPTION OF FILLING THE POSITIONS WITH 1, 2, 3, 4, OR 5 PERSONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An Ordinance Creating Positions in the Office of the Newark Municipal Council and Establishing Salaries therefor", (6S & F-f) adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended to allow each Councilperson the option of choosing one (1) full-time (35 hours) person or two (2), three (3), four (4) or five (5) part-time persons to fill the position of Assistant to Councilman I.

March 2, 1983

Section 2. That the following salaries shall be effective:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant to Council- man I (35 hrs. 141903)			
If Option is for 1 person	1/1/83 1/1/84	\$16,976.95 17,825.79	\$16,976.95 17,825.79
If Option is for 2 persons	1/1/83 1/1/84	8,488.47 8,912.89	8,488.47 8,912.89
If Option is for 3 persons	1/1/83 1/1/84	5,658.98 5,941.93	5,658.98 5,941.93
If Option is for 4 persons	1/1/83 1/1/84	4,244.23 4,456.44	4,244.23 4,456.44
If Option is for 5 persons	1/1/83 1/1/84	3,395.39 3,565.15	3,395.39 3,565.15

Section 3. In the event that the option selected is for more than one person, then:

a. The total of the combined salaries shall not exceed the budgeted salary for one person; and

b. The total of the combined hours of work of all persons in the position shall not exceed an average of thirty-five (35) hours per week; and

c. Any person working seventeen hours or less per week shall not be entitled to any medical benefits or other benefits which are only afforded to full-time employees or officers.

Section 4. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO ESTABLISH DENTAL BENEFITS AND TO UPGRADE MEDICAL-SURGICAL BENEFITS FOR EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617.

WHEREAS, as the result of collective negotiations between the City of Newark and the Service Employees International Union, Local 617, the City has agreed to provide employees represented by said union and their eligible dependents certain dental benefits and upgraded medical-surgical benefits.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The City of Newark will provide employees represented by the Service Employees International Union, Local 617, with the following dental and medical-surgical coverage:

- a. A pre-paid dental plan;
- b. Medical-Surgical coverage provided at Blue Shield of New Jersey's "750 Plan" level, with "Rider J" benefits, via payroll deduction, optional.

Section 2. The dental and medical-surgical coverage hereinabove set forth shall be effective April 1, 1983.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereof. It is now before you on second reading and final passage.

AN ORDINANCE AMENDING TITLE 11A, CHAPTER 1, SECTION 10 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, SO AS TO PROHIBIT THE SELLING AS WELL AS USE OF PORTABLE LIQUID FUEL BURNING APPLIANCES FOR COOKING AND HEATING PURPOSES.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani.

Not Voting: Councilman Carrino, President Grant.

President Grant: The yeses are five and the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the voted required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.6-HC-a.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to all aspects of Government.

(Councilman Payne arrived at 1:45 P.M.)

RESOLUTIONS AND MOTIONS.RESOLUTIONS.7-R-a.

RESOLUTION ATTESTING THAT THE GOVERNING BODY OF THE CITY OF NEWARK HAS COMPLIED WITH PROMULGATION OF NEW JERSEY LOCAL FINANCE BOARD WITH RESPECT TO REVIEW OF ANNUAL AUDIT OF THE CITY OF NEWARK, FOR THE YEAR 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Finance Director Jones, Acting Municipal Comptroller Riley, Messrs. George Huss and Joseph Faccone, Samuel Klein and Company, External Auditors met with the Council February 8, 1983)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION AUTHROZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR HEATING, VENTILATING AND AIR CONDITIONING SYSTEM CONTROL AT 31 GREEN STREET, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Hill, General Services Director Toma, Engineering Director Zach and Purchasing Agent Lucarelli met with the Council February 22, 1983)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

RESOLUTION AMENDING RESOLUTION 7-R-1, JUNE 23, 1982, CONTRACT WITH KEVAH KONNER INCORPORATED, P. O. BOX 683, ROUTE 46 E, PINE BROOK, NEW JERSEY, TO PROVIDE BUS TRANSPORTATION TO PEQUANNOCK, FOR SUM OF \$14,000. BY CORRECTING PARAGRAPH 2 TO READ "CONTRACT SHALL BECOME EFFECTIVE WHEN APPROVED BY MUNICIPAL COUNCIL AND SHALL CONTINUE IN FULL FORCE AND EFFECT FOR PERIOD JUNE 28, 1982 TO JUNE 27, 1983." INSTEAD OF PERIOD JUNE 28, 1982 TO SEPTEMBER 1, 1982; ALL OTHER PROVISIONS SHALL REMAIN THE SAME.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DELL CONTRACTORS, INC., 1 HILL STREET, PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, FOR REMOVAL OF WEEQUAHIC GRASS ISLAND (GOLDSMITH AVENUE BETWEEN MAPLE AVENUE AND CLINTON PLACE) IN ACCORDANCE WITH SPECIFICATIONS FOR SUM OF \$4,770.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED \$477.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 5 CONTRACTORS FOR DEMOLITION OF BUILDINGS, PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO JUZEFYK EXCAVATING COMPANY INC., 428 EDGAR ROAD, ELIZABETH, NEW JERSEY, FOR 6 STRUCTURES, IN SUM OF \$21,000.; A. G. MAZZOCCHI INC., 10 ORCHARD STREET, MADISON, NEW JERSEY, FOR 521-18TH AVENUE, SUM OF \$3,400.; BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR 3 STRUCTURES, IN SUM OF \$37,112.; ARTKO WRECKING CO., 117 PROSPECT STREET, BAYONNE, NEW JERSEY, FOR 126 WRIGHT STREET, IN SUM OF \$5,200.; GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY, FOR 57 CRAWFORD STREET, FOR SUM OF \$1,470., ALL LOWEST RESPONSIBLE BIDDERS; FUNDS PROVIDED BY H.C.D.A. I, H.C.D.A. VII AND H.C.D.A. VIII, 1983 TEMPORARY BUDGET/ CONTRACT DEMOLITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 2, 1983

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker.

Councilman Rice indicated for the record that he had checked two of these lots and those lots had not been properly serviced. He said he spoke to the Director of Engineering and it is his understanding that this particular resolution is to give the Director of Engineering authorization to pay the contractors once his inspectors inspect the lot and they are found satisfactory.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO GRANT AGREEMENT, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ACCEPT AND IMPLEMENT UDAG GRANT NO. B-82-AA-34-0192, TO PARTIALLY FUND THE CONSTRUCTION OF PARKING FACILITIES OF A 320,000 SQUARE FOOT WAREHOUSE FACILITY AND FOR PURCHASE OF CAPITAL EQUIPMENT FOR TOYS-R-US.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution as per request of Mr. Alfred Faiella, Executive Director and Secretary, Newark Economic Development Corporation, was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO FURTHER AMEND CONTRACT WITH BLUE SHIELD OF NEW JERSEY TO EXTEND COMPANY'S "750 PLAN" BENEFITS WITH "RIDER J" EXTENDED BENEFITS, VIA PAYROLL DEDUCTIONS, OPTIONAL TO EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 617, EFFECTIVE APRIL 1, 1983; FURTHER AMEND CONTRACT WITH GROUP DENTAL ADMINISTRATORS, INC. TO EXTEND PREPAID DENTAL PLAN SERVICES, AS DESCRIBED IN EXHIBIT "A" TO EMPLOYEES AND TO ELIGIBLE DEPENDENTS OF EMPLOYEES, REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 617, EFFECTIVE APRIL 1, 1983; SHALL NOT EXCEED \$22,625. FOR YEAR 1983 UNDER AMENDED CONTRACTS, CONTINGENT ON APPROPRIATION OF BUDGET FUNDS FOR SUBSEQUENT YEARS; \$920. IN 1983 "TEMPORARY BUDGET." (CONTRACTS AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(m))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.

TEMPORARY EMERGENCY RESOLUTIONS APPROPRIATING \$15,000. , DEPARTMENT OF RECREATION AND PARKS, DIVISION OF DIRECTOR'S OFFICE, MATERIALS AND SUPPLIES, OTHER MATERIALS AND SUPPLIES, SAID FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant.

Councilman Rice stated he was voting in the affirmative on this resolution because he understands the Department of Recreation needs it but he indicated for the record he wants the pinball machines out of the Boylan Center.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.

RESOLUTION DESIGNATING THE CITY-OWNED BUILDING AT 32-36 GREEN STREET AS
"HARRY L. WHEELER MEMORIAL BUILDING."
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker indicated for the record that meetings have been held with representatives of the Council and the Administration and it is envisioned that a new Health and Welfare building will be designated as the "Harry L. Wheeler Building."

7-R-j.

RESOLUTION RESCINDING RESOLUTION 7-R-cp, FEBRUARY 2, 1983, "RESOLUTION
APPOINTING THOMAS L. MURRAY, A SPECIAL POLICEMAN FOR THE YEAR ENDING
DECEMBER 31, 1983."
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Payne indicated that he had requested a legal clarification from the Law Department on this.

Councilman Carrino said since there was to be discussion with the Law Department he would remove his second to adopt. Councilman Martinez concurred and removed his motion to adopt this resolution.

A motion to defer action on the resolution and directing the City Clerk to invite Corporation Counsel Teare to the March 8, 1983 Special Conference was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-bp at this time was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THOMAS J. HARPER, CONTRACTOR, FOR
OUTSTANDING SERVICE TO THE COMMUNITY.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 2, 1983

Councilman Rice said he would like to commend Mr. Harper who has worked with the City throughout the years, but who has also gone beyond the call of duty when it comes to the community. He said Mr. Harper has taken his time, equipment and men and backfilled and cleaned many lots in order that West Ward youths would have some place to play in the summer. He noted during the recent snow blizzard, though Mr. Harper was contracted to work in the City, there was a period of time he was not under contract, that he and his men voluntarily removed snow in various west ward locations, South 14th Street and he reopened South Orange Avenue which is supposed to be the responsibility of the County Government. Councilman Rice said they are very pleased to have this type of service in his ward and in his community. He wanted to let Mr. Harper know they appreciate him and that this Council recognizes the occasions when someone does something good.

President Grant read the following resolution:

WHEREAS, Thomas J. Harper of East Orange, New Jersey, has been a demolition and excavation contractor in the Newark area for 10 years, and maintains part of his operations within the City of Newark and provides needed employment and economic activity for the community; and

WHEREAS, Thomas J. Harper has donated his services for projects that have benefitted the people of Newark, such as the leveling of vacant lots to serve as play areas for neighborhood children, and he is an active supporter of civic organizations; and

WHEREAS, Thomas J. Harper, during the recent blizzard which paralyzed the metropolitan area, demonstrated great enterprise and dedication in the snow removal work, and did much to enable residents of the West Ward to resume their normal activities and travel; and

WHEREAS, Thomas J. Harper has in many ways demonstrated keen concern for the wellbeing of the people of Newark, and for the physical betterment of the community, and has set an example for others who do business in our City;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Thomas J. Harper, contractor, for outstanding service to the community, and does wish him much future success in all his endeavors.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Mr. Harper in appreciation of his efforts to make Newark a better place to live and work.

President Grant presented, on behalf of the Municipal Council, a suitably inscribed resolution to Mr. Harper.

Mr. Harper thanked the Members of the Council and said this was one of the greatest rewards he has received in his life. He said he came to this town when he was 17 years old, some 30 odd years ago. He said he rose from a farmer to a demolition man.

Councilman Carrino said that since 1982 they have gone from 2700 abandoned buildings down to 1700 and he felt they have finally turned the corner in not having the number go up every year. He noted that one of the reasons for that drastic decline is the fact that the City Council decided to go out to private contractors for demolition as opposed to the Newark Demolition Team. He said he hoped that some day they would knock Mr. Harper out of the demolition business and hoped that Mr. Harper could go into the contracting business and start building around this City. He congratulated Mr. Harper and all the people who represent what the private industry is doing for the City of Newark as far as demolition goes so that eventually we can get down to ground zero and start building again.

Councilman Tucker complimented Mr. Harper on his work and said that it was very important to note that some demolition contractors who come into the City of Newark to work do an effective job and some do not. He noted that when Mr. Harper does demolition work there is never a question as to whether the job is done right. He also always communicates with the people within the

community. When he completes his work it is basically the pride of the community. The ground is leveled and the community is comparatively happy. Councilman Tucker said it is important to at least highlight employees and more specifically contractors when they do a job well. He said it is the tendency of the Council to berate contractors who do not do an effective job after they are in receipt of municipal funds but he felt it was also important for them to compliment contractors who do an effective job and work well with the community at large. Councilman Tucker said he stands ready along with his colleagues to salute the job Mr. Harper has done for the City of Newark and hoped that he would continue to do the job he is doing which shows his commitment and belief that Newark is a great City.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,446.20 PAYABLE TO ROBERT D. FLAMINIO, 375 DAVIS AVENUE, KEARNY, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY ROBERT D. FLAMINIO IN FAVOR OF CITY OF NEWARK AND WILLIE J. JOHNSON, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT JULY 7, 1982, A NEWARK EMPLOYEE DROVE A CITY-OWNED VEHICLE INTO ROBERT D. FLAMINIO'S CAR CAUSING DAMAGE TO THE CAR WHICH WAS PARKED LEGALLY ON CENTRAL AVENUE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN AMOUNT OF \$3,000. PAYABLE TO EMELIO VAZQUEZ AND HIS ATTORNEY FREDERICK R. SCHRECK, ESQ., 573 HIGH STREET, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. VAZQUEZ INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, SEEKING DAMAGES FOR INJURIES SUFFERED IN A MOTOR VEHICLE ACCIDENT ON ROUTES 1 & 9 ON FEBRUARY 23, 1979, WHICH ACCIDENT WAS ALLEGEDLY CAUSED BY CHARLES JACKSON, AN EMPLOYEE OF THE CITY OF NEWARK WHO WAS DRIVING A CITY-OWNED VEHICLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$1,000. PAYABLE TO "CHARLES MOODY AND TUTELA & MC KINLEY, HIS ATTORNEYS," UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. MOODY INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, ALLEGING AND SEEKING DAMAGES AS RESULT OF ACTIONS OF EMPLOYEES OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 2, 1983

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$612. PAYABLE TO DOTHERINE ALSTON AND NORMAN PETERKIN, ESQ., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; DOTHERINE ALSTON INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AGAINST CITY OF NEWARK AND GORDON M. EYLER, JR., SEEKING DAMAGES AS RESULT OF AUTOMOBILE COLLISION AT INTERSECTION OF SANDFORD AVENUE AND SANFORD PLACE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$2,500. PAYABLE TO WILLIAM BARRETT AND CRUMMY, DEL DEO, DOLAN AND PURCELL, ESQS., UPON ADVICE OF CORPORATION COUNSEL THAT ALL DOCUMENTS DEEMED NECESSARY OF CLAIM HAVE BEEN EXECUTED BY PETITIONER, WILLIAM BARRETT; ON FEBRUARY 11, 1967, MR. BARRETT FILED CLAIM FOR WORKERS' COMPENSATION BENEFITS AS RESULT OF ACCIDENTIAL INJURY SUSTAINED AT WORK ON JUNE 3, 1966 WHILE PERFORMING DUTIES AS CITY OF NEWARK FIREMAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 40 OBSOLETE OFFICE MACHINES NOT NEEDED FOR PUBLIC USE; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TO DEOK J. CHEONG, 225 ETON PLACE, WESTFIELD, NEW JERSEY 07090, THE SUM OF \$1,280.05, DUE TO PAYMENTS MADE ON OVERESTIMATED CHARGE ON 190 EASTERN PARKWAY, WATER/SEWER ACCOUNT NO. 01-009-2250-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH NEWARK INSTITUTE OF URBAN PROGRAMS, INC.; TOTAL ARREARAGE SUM DUE CITY OF NEWARK PLUS SUBSEQUENT YEARS' TAXES IN AMOUNT OF \$6,800.79 BE PAID IN FULL ON DATE OF REDEMPTION; FURTHER AUTHORIZING OFFICE OF REAL PROPERTY TO ENTER INTO AN INSTALLMENT AGREEMENT WITH NEWARK INSTITUTE OF URBAN PROGRAMS, INC. TO LIQUIDATE OUTSTANDING AMOUNT DUE FOR "USE AND OCCUPATION CHARGES" AS LISTED IN RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", \$21,292.; ECONOMIC DEVELOPMENT GENERATED EMPLOYMENT PROJECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$21,292., ECONOMIC DEVELOPMENT GENERATED EMPLOYMENT; FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADVERTISE FOR THE LEASE OF PREMISES KNOWN AS 76 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, FOR A TERM OF TWO (2) YEARS AT A MINIMUM RENT OF \$387.00/MONTH (WHICH INCLUDES TAXES) AND RESPONSIBILITY FOR MAINTENANCE AND REPAIRS AND SETTING A DATE FOR RETURN OF BIDS AS MARCH 14, 1982 AND FOR AWARDDING OF A LEASE AS APRIL 6, 1983 TO BE IN ACCORDANCE WITH N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION CONFIRMING APPOINTMENTS TO THE BOARD OF DIRECTORS OF THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION. (MESSRS. WINSLOW T. RICHMOND, JR., THAYER TALCOTT, JR., JOHN H. MADDOCKS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 2, 1983

7-R-w.

RESOLUTION DESIGNATING BUS STOPS ALONG CLINTON AVENUE, (EASTBOUND) ON THE SOUTHERLY SIDE THEREOF AT THOMAS STREET (FAR SIDE) BEGINNING AT THE EASTERLY CURBLINE OF THOMAS STREET AND EXTENDING 135 FEET EASTERLY THEREFROM; ALONG CLINTON AVENUE (WESTBOUND) ON THE NORTHERLY SIDE THEREOF AT THOMAS STREET (NEAR SIDE) BEGINNING AT THE PROLONGATION OF THE EASTERLY CURBLINE OF THOMAS STREET AND EXTENDING 135 FEET EASTERLY THEREFROM, PURSUANT TO SECTION 39:4-197 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY, FURTHER AMENDING RESOLUTION 7-R-ba, MARCH 17, 1982, BY DELETING THOMAS STREET (NEAR SIDE) BEGINNING AT THE WESTERLY CURBLINE OF THOMAS STREET AND EXTENDING 105' WESTERLY THEREFROM; THOMAS STREET (FAR SIDE) BEGINNING AT THE PROLONGATION OF THE WESTERLY CURBLINE OF THOMAS STREET AND EXTENDING 100' WESTERLY THEREFROM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x.

RESOLUTION DESIGNATING THE INTERSECTION OF KIPP STREET AND WINANS AVENUE AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON KIPP STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH IRONBOUND COMMUNITY CORPORATION FOR PERIOD MAY 1, 1982 TO MARCH 2, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH IRONBOUND COMMUNITY CORPORATION FOR PERIOD MARCH 3, 1983 TO APRIL 30, 1983, FOR PROVISION OF AMBULATORY HEALTH CARE SERVICES; AMOUNT OF \$16,335. SHALL BE PAID FROM NEIGHBORHOOD HEALTH CENTER FUND OF HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, YEAR VIII (H.C.D.A.) ALLOCATED TO DEPARTMENT OF HEALTH AND WELFARE. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" UNDER PROVISIONS OF LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

RESOLUTION RATIFYING CONTRACT WITH ESSEX COUNTY DEPARTMENT OF CITIZEN SERVICES, DIVISION ON AGING FOR PERIOD JANUARY 3, 1983 TO MARCH 2, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH ESSEX COUNTY DEPARTMENT OF CITIZEN SERVICES, DIVISION ON AGING, FOR PERIOD MARCH 3, 1983 TO DECEMBER 31, 1983; TO ACCEPT FUNDS IN AMOUNT OF \$110,504. TO CONTINUE IMPLEMENTING NUTRITION PROJECT FOR THE ELDERLY; DOES NOT REQUIRE EXPENDITURE OF MUNICIPAL FUNDS; PROVIDES FOR IN-KIND SERVICES (ESTIMATED) - \$89,350. TO SUPPORT PROGRAM ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.

RESOLUTION RATIFYING CONTRACT WITH GI GI KENNELS FOR PERIOD JANUARY 1, 1983 TO MARCH 2, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH GI GI KENNELS, 900 PASSAIC AVENUE, EAST NEWARK, FOR PROVISION OF ANIMAL SHELTER SERVICES, ONLY RESPONSIBLE BID, FOR PERIOD MARCH 3, 1983 TO DECEMBER 31, 1983; TOTAL AMOUNT OF CONTRACT SHALL NOT EXCEED \$60,000., BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS FOR FISCAL YEAR 1983. (DOG CONTROL REVENUE).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Health and Welfare Director Cherot to the March 15, 1983 pre-meeting conference and further requesting Health and Welfare Director Cherot to submit a detailed and comprehensive monitoring report on GiGi Kennels' performance during 1982 was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH FRABERTO CONCRETE CONTRACTORS, LOWEST RESPONSIBLE BID RECEIVED FOR CONSTRUCTION OF CURBS AND SIDEWALKS-LIVINGSTON HOMES, FOR TOTAL SUM OF \$132,281.60; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS FOR PROJECT PROVIDED BY CAPITAL BUDGETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY WITH KEEGAN TECHNOLOGY AND ASSOCIATES, INC., 119-123 PARIS STREET, NEWARK, FOR TESTING OF MATERIALS AND FOUNDATION EVALUATION FOR VARIOUS CONSTRUCTION PROJECTS THROUGHOUT CITY DURING YEAR 1983, TOTAL CONTRACT FEE SHALL NOT EXCEED \$50,000.; REMAINDER OF WORK TO BE PERFORMED IS CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Engineering Director Zach requesting him to submit all reports submitted by Keegan Technology and Associates, Inc., was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY WITH LOUIS PINTO AND SON, INC., 143 RIVER ROAD, MONTVILLE, LOWEST RESPONSIBLE BID RECEIVED, FOR PROJECT KNOWN AS PRIVATE SOLID WASTE COLLECTION AND DISPOSAL OF (1, 2, 3, 4 OR 5 YEAR CONTRACT) ALL REFUSE FROM ALL HIGH RISE HOUSING AUTHORITY PROJECTS FOR 2 YEAR PERIOD, CITY RESERVES RIGHT AFTER COMPLETION OF 2ND YEAR TO AWARD CONTRACT FOR 3RD YEAR FOR SUM OF \$119,122.; EFFECTIVE DATE OF CONTRACT SHALL BE APRIL 4, 1983; FUNDS IN AMOUNT OF \$6,891.50 TO BE PROVIDED IN 1983 TEMPORARY BUDGET, REMAINDER OF FUNDS SHALL BE PROVIDED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE IN 1983 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Engineering Director Zach and Housing Authority Executive Director Buck to meet with the Council at their pre-meeting conference March 15, 1983, was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Branch.

Not Voting: Councilman Carrino.

7-R-be.

RESOLUTION AUTHORIZING TRANSFER OF 1982 RESERVE APPROPRIATIONS FROM LAW DEPARTMENT, OTHER SALARIES AND WAGES - \$21,500. TO LAW DEPARTMENT, OTHER EXPENSES, SERVICE BY CONTRACT OR AGREEMENT - \$16,400., MATERIALS AND SUPPLIES - \$5,100., TOTALLING \$21,500.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO FLEMING JONES, JR., MUNICIPAL COMPTROLLER, DEPARTMENT OF FINANCE, DIVISION OF FINANCE, DIVISION OF ACCOUNTS AND CONTROLS, FOR PERIOD BEGINNING FEBRUARY 16, 1983 AND ENDING AUGUST 16, 1983. (APPOINTED DIRECTOR OF FINANCE - FIRST LEAVE BEGAN SEPTEMBER 9, 1977)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT BETWEEN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND CITY OF NEWARK COVERING REIMBURSEMENT FOR HIGHWAY LIGHTING MAINTAINED WITHIN LIMITS OF ROUTE 21 IN CITY OF NEWARK FOR TERM BEGINNING JANUARY 1 AND ENDING DECEMBER 31, 1983; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO FILE NECESSARY INVOICES AND APPLICATION TO RECEIVE REIMBURSEMENT OF \$37,776. BASED UPON SCHEDULE CONTAINED WITHIN AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,892., DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, OTHER EXPENSES, MISCELLANEOUS, SANITATION, REFUSE COLLECTION CONTRACT; SAID FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO CANCEL AND CORRECT ERRONEOUS ASSESSMENT FOR PROPERTY LOCATED AT 33 BRUNSWICK STREET, BLOCK 2826, LOT 38 ON THE OFFICIAL TAX MAP OF THE CITY OF NEWARK, NEW JERSEY FOR YEARS 1959 TO 1982, RESPECTIVELY; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$3,460.41 PAYABLE TO CHARLES AND MARY MABRAY, 20 OHIO STREET, MAPLEWOOD, NEW JERSEY, FOR ERRONEOUS ASSESSMENT FOR PREMISES KNOWN AS 33 BRUNSWICK STREET, NEWARK, NEW JERSEY, BLOCK 2826, LOT 38, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY THEM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-ck, NOVEMBER 23, 1982, BY CHANGING THE SCOPE OF WORK OF CAPITAL PROJECT NUMBER 4381 "RESURFACING OF STREETS, CITY-WIDE" TO INCLUDE AN ADDITIONAL 42 STREETS FOR RESURFACING; FURTHER DELETING CAPITAL PROJECT NUMBER 6681 "INSTALLATION OF A 12' HIGH PRESSURE \$27,000. WATER MAIN IN FRELINGHUYSEN AVENUE IN CONJUNCTION WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.

RESOLUTION APPOINTING PETER VILLANI MEMBER OF THE BOARD OF ADJUSTMENT, TO FILL THE UNEXPIRED TERM OF ALPHONSE STOIA ENDING JUNE 30, 1986.
 (Mr. Villani met with the Council March 1, 1983)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.
(A.S.)

RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "ORDINANCE TO ESTABLISH DENTAL BENEFITS AND TO UPGRADE MEDICAL-SURGICAL BENEFITS FOR EMPLOYEES REPRESENTED BY SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617" ADOPTED MARCH 2, 1983, (6-Ph, S & F-1) AND THE ORDINANCE BECOMES EFFECTIVE IMMEDIATELY UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR AND PUBLICATION THEREOF.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS OF RESOLUTION 7-R-bf (A.S.), ADOPTED JANUARY 5, 1983, APPROVED AS TO FORM BY CORPORATION COUNSEL FOR PROPERTIES LISTED ON ANNEXED EXHIBIT A, TOTALING \$60,600., BEING HIGHEST BIDDERS.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 2, 1983

7-R-bn.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MOTOR TRANSPORT ACTIVITIES, INC. (MTA), ONLY RESPONSIBLE BID RECEIVED, FOR A DIESEL MECHANICS TRAINING PROGRAM, FOR PERIOD MARCH 14, 1983 THROUGH JULY 1, 1983; TOTAL AMOUNT OF CONTRACT SHALL NOT EXCEED \$28,950.; TOTAL NUMBER OF PARTICIPANTS SHALL BE 12; FUNDS AVAILABLE FROM COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$5,000. TO HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST, INC., AND THEIR ATTORNEY, McCARTER AND ENGLISH, ESQS., UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY APPROPRIATE OFFICER(S) IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FILED SUIT IN UNITED STATES FEDERAL DISTRICT COURT ALLEGING A 42 U.S.C.A. 1983 ACTION, EJECTMENT, WILLFUL AND MALICIOUS REMOVAL AND DESTRUCTION OF PROPERTY. (CITY OF NEWARK DURING PENDENCY OF TAX APPEAL, IMPROPERLY FORECLOSED AND LEASED LOTS 50 AND 39 TO J & B WRECKING COMPANY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THOMAS J. HARPER, CONTRACTOR, FOR OUTSTANDING SERVICE TO THE COMMUNITY.

(For action on this resolution see Page 31 and 32 in the minutes of this meeting).

7-R-bq.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE DILLONITES OF NEW JERSEY FOR PROMOTING APPRECIATION OF THEIR HERITAGE AND CONTRIBUTING IN MANY WAYS TO THE GREATER NEWARK COMMUNITY.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$450,013.91, SUMMER CHILD CARE FOOD PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$450,013.91, NEWARK CHILD CARE FOOD PROGRAM; SAID FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bt.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$250,000., DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, OTHER PAY, OVERTIME-\$150,000., OTHER EXPENSES, SERVICES BY CONTRACT OR AGREEMENT-\$100,000., TOTALING \$250,000.; SAID FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman James arrived at 2:20 P.M.)

7-R-bu.
(A.S.)

RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO SUBMIT APPLICATION TO STATE LAW ENFORCEMENT AGENCY (SLEPA) FOR CONTINUATION OF PROJECT ENTITLED "PROJECT GAINS" FOR PERIOD JUNE 1, 1983 TO MAY 31, 1984; TOTAL BUDGET FOR SAID PROJECT OF \$50,000.; DOES NOT REQUIRE EXPENDITURE OF PUBLIC FUNDS BY CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.
(A.S.)

RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT FOR JOSEPH'S URBAN RENEWAL CORPORATION (HEREAFTER APPLICANT) FOR CONSTRUCTION OF A BUILDING TO HOUSE A LAUNDRY AND CREATE FORTY FULL-TIME PERMANENT JOBS; FOR PREMISES 197-211 SPRUCE STREET A/K/A 165-177 IRVINE TURNER BOULEVARD, BLOCK 2567, LOT 56, GRANTING EXEMPTION FROM TAXATION FOR A PERIOD OF NOT MORE THAN TWENTY (20) YEARS FROM DATE OF EXECUTION OF THE FINANCIAL AGREEMENT PURSUANT TO THIS RESOLUTION OR EARLIER, AT THE END OF FIFTEEN (15) YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS THE CORPORATION AND ITS PROJECT ARE SUBJECT TO AND COMPLY WITH SAID FINANCIAL AGREEMENT AND THE SAID URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

(Returned to Municipal Council Tax Abatement and Policy Review Committee November 5, 1980)

A motion directing the City Clerk to place this resolution on the March 16, 1983 Calendar of the Municipal Council was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.
(A.S.)

RESOLUTION DECLARING MARCH 1, 1983, TO BE "NATIONAL PROFESSIONAL SOCIAL WORKERS MONTH" THROUGHOUT THE CITY OF NEWARK, NEW JERSEY, IN RECOGNITION OF THE VITAL SERVICES PROVIDED TO THE AMERICAN PUBLIC BY PROFESSIONAL SOCIAL WORKERS.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 2, 1983

7-R-bx.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 304-358 JELLIFF AVENUE, BLOCK 2704, LOT 31, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Martinez.

Councilman Payne said he is familiar with the property and the fact that this is the Industrial Park in which the Federal Government will be putting a substantial amount of funds. He said Mr. Bill Wallace, Councilman James and Councilwoman Villani have worked hard on this and he said he believes that they have transferred funds from H.C.D.A. monies several weeks ago. He said he is aware this is something they are all in favor of but by virtue of the late starters coming to this Council and with there being a lack of knowledge available it tends to confuse. He requested the City Clerk once again inform the Mayor and the Administration that the Council feels continued late starters for no good reason is a practice which should be suspended.

Councilman Carrino said he concurs with Councilman Payne but he felt everything falls on deaf ears. He said Council was in receipt of an added starter list from the pre-meeting conference but during the course of this meeting more resolutions have been received. He said as long as they continue to vote on these resolutions whatever they request will fall on deaf ears. He said people are laughing at them. He stated he realizes every Councilman has a particular need or want but unless they establish a policy this is going to happen every meeting until someday they hit the jackpot by doing something they were not supposed to do.

Councilman Rice said he concurs with this and he requested that the appropriate department send to this Council the information concerning the contractor that was supposed to have been responsible for moving the debris at that location recently.

Councilman Carrino asked Engineering Director Zach what was going to be done on the mural.

President Grant noted every department head has said there is a serious problem with the roof which causes the leakage. He said he understands from someone that the City has spent in excess of a 1/2 million dollars in the repair of this roof and still have not gotten to the actual substance or reason why it continues to leak. He said he hoped during Director Zach's tenure it could be solved.

Director Zach noted the funding was currently in place and they expect to be advertising for a new replacement roof within the next two weeks. The project is moving, it has been funded and will go.

President Grant said they just wanted to know the dollars were there and there would be advertising for the reception of bids and the project will start when the weather breaks.

7-R-by.
(A.S.)

RESOLUTION RESCINDING RESOLUTION 7-R-bs, NOVEMBER 3, 1982, ESTABLISHING A TRUST FUND FOR MONIES RECEIVED FROM 5% GROSS RECEIPT TAX.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, President Grant.
Not Voting: Councilmen Carrino, Payne, Rice, Villani.

7-R-bz.
(A.S.)

RESOLUTION RATIFYING CONTRACT WITH AMERICAN CITIES CORPORATION FOR PERIOD OCTOBER 18, 1982 TO MARCH 2, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH AMERICAN CITIES CORPORATION TO PERFORM STUDY OF CENTRAL BUSINESS DISTRICT, FOR PERIOD MARCH 3, 1983 TO OCTOBER 19, 1983; TOTAL AMOUNT OF FUNDS IS \$120,000.; FUNDS AVAILABLE FROM H.C.D.A. IV.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch.

Councilman Payne requested an answer from the Law Department that since this contract went into effect in October and Council was being asked to vote on it in March what impact would a deferment for two weeks have on the contract.

President Grant stated that as with every Councilperson who presents a late starter, that particular Councilperson, whether it is at a Council meeting or just prior to, makes a decision to sign the document that comes before us. He said he serves on that Board and when it was brought to his attention that the dollars needed to be in place as quickly as possible so that American Cities can get their study under way he agreed to sign this resolution.

Assistant Corporation Counsel Goger said that she was totally unfamiliar with the contract and the resolution and could not say what impact a delay would have at this time.

President Grant said American Cities has to do with the development of the business sector of Newark, namely Gateway 4 and some of the other things that are planned in that area. He noted American Cities is the Consultant group that will be drawing up the plans for final presentation.

Councilman Payne said the purpose for asking the Law Department for that information is that who could be against forward planning, but it does not make any kind of sense to have a late starter on something that is a 1/2 year old. He said he appreciated President Grant's explanation but felt it was really in the hands of Administration and he would like to reiterate that this is a practice they should certainly cease and desist as much as possible. He noted that in a true emergency he will be the first to note that there would be some.

The motion to adopt the resolution failed of adoption by the following votes:

Yes: Councilmen Branch, James, Tucker, President Grant.
Not Voting: Councilmen Martinez, Payne, Rice, Villani.
Absent During Roll Call: Councilman Carrino.

At a later time in the meeting Councilman Carrino requested to have his vote recorded as Not Voting.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, James, Tucker, President Grant.
Not Voting: Councilmen Carrino, Martinez, Payne, Rice, Villani.

At a later time in the meeting Councilman Carrino requested to have his vote changed from Not Voting to the Affirmative.

At a later time in the meeting Councilman Carrino requested to have his vote changed from Not Voting to the Affirmative.

The motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Tucker, President Grant.
Not Voting: Martinez, Payne, Rice, Villani.

At a later time in the meeting Councilman James requested to have his vote changed from the Affirmative to the Negative.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Tucker, President Grant.
No: Councilman James.
Not Voting: Councilmen Martinez, Payne, Rice, Villani.

March 2, 1983

Councilman Payne said the reason he suggested this resolution be deferred was because of the fact it was a late starter. He said he did not want to be recorded as being opposed to a study of this nature but he thought the manner in which it was brought up here was wrong. He said if this matter came before Council not as a late starter he was sure it would be a 9-0 approval. He noted that his point was that if it is not going to jeopardize the contract, why can't it be brought up properly where they can all vote in the affirmative like it ought to be.

Councilman Carrino said he totally agrees except that because of certain Councilmen's interest two other resolutions have already been voted on. He said the problem is they either have to have a policy or not. He said he was willing to vote against all three, but he would abide by a policy that this Council sets up.

Councilman Payne said he would withdraw his support for the one in the South Ward because the policy has to be struck and if they continue to do like they are mistakes are going to be made.

President Grant indicated that principles in terms of what Council wants as a policy blanket should be discussed at a special conference.

Councilman Branch stated that if we are going to establish a policy they should all be in accord with that policy and abide by it.

President Grant stated this resolution has failed to be adopted. He said this matter will be brought up for future discussion and if there is a blanket policy established it will mean that as President of this Council he will not entertain any late starters under any circumstances.

Councilman Payne said that a true emergency should be defined.

President Grant stated that is a matter of councilmanic opinion.

Councilman Payne stated since their opinions go from A to Z and from black to white, then that is not policy. He noted there should be some objective standards. There should be some penalty if, in fact, something is not done. There should be some very objective rather than objective penalties. He said he will withdraw any support or move that he made on any late starters because he couldn't agree more with Councilman Carrino that inconsistency is wrong and he would be willing to withdraw if that would serve a purpose. He said he stands corrected and admits that he was inconsistent. He said this policy has to stop at some point in time and this should be it. He said we need to deal with what a true emergency is and deal from that viewpoint.

7-R-ca.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF
\$108,950.; NEWARK MUNICIPAL CONTINGENCY RESPONSE PLAN.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant.

Councilman Carrino said this is a perfect example. This is a contract of \$108,000. and nobody is questioning that we have to get a plan with this toxic waste or chemical problem. He said no one knows about the company, no one knows about what they are going to do and no one knows when they are going to do it.

Councilman Tucker said they have already approved the contract with the Consulting Firm and they also submitted a resolution to the State asking the State to obligate those monies. He said we are now dealing with the budget insertion which makes the funds available to pay the contract that they have executed. He said there are two resolutions; one which was approved by this Council approximately one month ago authorizing the contract and he remembered the Director of Engineering brought the contractors in, and the second resolution was written by the Department of Engineering which said they were going to submit to the State so they would be in receipt of these special funds which could only be utilized for the development of the Newark plan.

Councilman Branch requested that a letter go to every department in regard to late starters.

President Grant indicated it should be sent to the Business Administrator because all matters must pass through him as the last focal point.

President Grant said that if at their next special conference all of the Council Members agreed to do this because invariably some Department Head approaches a Councilman and in their wisdom they feel they would like to deal with this, they will talk to five or six persons and they will bring it up and ask for the vote and it will be considered. At the Special Conference on Tuesday they can decide whether or not this is going to be 1) no further late starters regardless, or 2) from time to time.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

7-R-cb.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$108,950., NEWARK MUNICIPAL CONTINGENCY RESPONSE PLAN; SAID FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

At 3:00 P.M. the Municipal Council recessed this meeting to hold their Special Meeting.

The Municipal Council reconvened at 3:05 P.M.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO IMMEDIATELY REQUEST THE CITY'S PURCHASING AGENT TO BEGIN USING THE LIST OF NEWARK BUSINESSES PREPARED BY THE GREATER NEWARK CHAMBER OF COMMERCE WHEN SEEKING ANY SERVICES PERFORMED BY THE BUSINESSES THEREOF; FURTHER DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE GREATER NEWARK CHAMBER OF COMMERCE TO EXPRESS THE MUNICIPAL COUNCIL'S GREAT APPRECIATION FOR THE PREPARATION OF THE NEW DIRECTORY OF GOODS AND SERVICES OFFERED BY NEWARK FIRMS was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-M-b.

A MOTION RECOGNIZING THE OCCASION OF THE 1983 SAINT PATRICK'S DAY PARADE IN NEWARK, AND EXTENDING THE BEST WISHES OF THE NEWARK MUNICIPAL COUNCIL TO ALL CITIZENS OF OUR CITY, ESPECIALLY THOSE OF IRISH DESCENT, WHO LOOK FORWARD WITH PRIDE TO THIS HAPPY CELEBRATION IN HONOR OF THE PATRON SAINT OF IRELAND; FURTHER EXTENDING WARM GREETINGS AND GOOD WISHES TO PATRICK BIRNEY, GRAND MARSHAL, AND BELLA NUGENT LOUGHLIN, DEPUTY GRAND MARSHAL OF THE 1983 NEWARK SAINT PATRICK'S DAY PARADE AND TO ALL CITIZENS WHO WILL PARTICIPATE IN THIS YEAR'S CELEBRATION AND FESTIVITIES was made by Councilman Rice, seconded by Councilman Payne and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE LAW DEPARTMENT TO DRAFT LEGISLATION PROHIBITING NUDITY AND INDECENT ACTS BY DANCERS AND OTHER ENTERTAINERS IN PUBLIC PLACES, AND SETTING FINES UP TO \$1,000. FOR EACH OFFENSE, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION REQUESTING THE DIRECTOR OF HEALTH AND WELFARE AND THE DIRECTOR OF FINANCE TO RECTIFY THE DELAY, AND PROCESS WITH ALL DUE HASTE, PAYMENTS TO THE GOODWILL HOME AND MISSION, INC., AS AUTHORIZED BY RESOLUTION 7-R-51 OF JANUARY 5, 1983, was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE NEXT REGULAR MEETING MARCH 16, 1983, A RESOLUTION RECOGNIZING AND COMMENDING WOODY SHAW, MUSICIAN FROM NEWARK, AND WELCOMING HIM TO A CONCERT AT ESSEX COUNTY COLLEGE ON MARCH 12, 1983, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE NEXT REGULAR MEETING MARCH 16, 1983, A RESOLUTION RECOGNIZING AND COMMENDING ELIAS McDUFFIE AND CLARENCE JONES OF ESSEX COUNTY COLLEGE AND BARBARA KUKLA OF THE STAR-LEDGER FOR THEIR EFFORTS IN THE CONCERT SERIES, "CELEBRATING THE ARTS IN 1983" was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE EXECUTIVE DIRECTOR OF THE BOYS' CLUB OF THE CITY OF NEWARK REQUESTING INFORMATION WHETHER OR NOT THE FUNDING OF THE DAYTON COMMUNITY CORPORATION IS COMING FROM THE BOYS' CLUB was made by Councilman Rice.

Councilman Martinez requested Councilman Rice to withdraw his motion and discuss this at the March 8, 1983 Special Conference.

Councilman Rice agreed to withdraw his motion but said he wanted to go on record that his is the only Boys' Club in the City of Newark that is not open.

Councilman Rice stated they were in receipt of communications from the Board of Education, Office of Board Affairs requesting the Council send some money for duplicating. He said they are talking about taxpayers' dollars and if they do act on it, he would hope that the minimum they send is one package of plain bond paper.

COMMUNICATIONS AND PETITIONS.

1151

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 15, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE TWENTY-ONE, CHAPTER FIVE, SECTION THREE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED."

(To adjust sewer user charges)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Tucker.

President Grant said in light of the motion to defer on this particular piece of legislation all of them have problems and qualms when it comes to increasing the water rates, sewer rates in this City, but he thinks it suffices to know that in order to run a City tax dollars must be gotten from somewhere. Even though it is antiquated, even though it is confiscatory, there is only one basic source they can go to. If the water rates are not increased, then it means they have to increase the property tax on the other hand. On the third hand if they increase water rates it is perhaps one of the best ways of knowing there is equity in the distribution of responsibility. In other words churches, non-profit agencies, tax abated properties and the like are all required to pay water bills. If they do then they seem to enjoy the better part.

Councilman Carrino noted this particular ordinance had nothing to do with raising the water or sewer rates. He suggested this matter be discussed at the pre-meeting conference.

The motion to defer this ordinance was adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 10, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE IMPOSING A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK," ORDINANCE 6-S & F-m, JANUARY 4, 1978, AS AMENDED BY ORDINANCE 6-S & F-k, JANUARY 3, 1979, AS AMENDED BY ORDINANCE 6-S & F-b, ADOPTED JANUARY 16, 1980, AS AMENDED BY ORDINANCE 6-S & F-k, FEBRUARY 17, 1982, TO IMPOSE A RATE OF THREE QUARTERS PERCENT (.75) EFFECTIVE APRIL 1, 1983.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne.

Not Voting: Councilmen Carrino, Rice, Tucker, Villani, President Grant.

Councilman Carrino said this ordinance has to go through a process that takes approximately four weeks. Since this is anticipated in the budget, he would suggest moving it to first reading so that we get it on stream.

Councilman Tucker said the increase within the payroll tax is an anticipated revenue in the 1983 budget. His concern is that they try to expedite this matter not just on a matter of moving it to first, but he would like to have it considered for adoption on first reading so it can be certified by Division of Local Government Finance so that it will be included as an anticipated revenue in the 1983 budget.

(For action on this item see Ordinance 6-F-n on page 8 in the minutes of this meeting)

March 2, 1983

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 18, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON UNION STREET."

(Union Street, West Side, beginning 110 feet north of the northerly curbline of Ferry Street and extending 196 feet northerly therefrom from 8:00 A. M. to 6:00 P. M., except Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1983, Calendar of the Municipal Council for first reading and to invite Traffic Engineer Ceballos to the March 15, 1983, pre-meeting conference was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, RECEIVED FEBRUARY 24, 1983, APPOINTING MR. ALVIN ZACH, CITY ENGINEER AND COUNCILMAN DONALD TUCKER AS REPRESENTATIVES FOR THE NEWARK/ESSEX COUNTY SOLID WASTE PROJECT.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nominations of Councilman Tucker and Director Zach as representatives for the Newark/Essex County Solid Waste Project was made by President Grant, seconded by Councilman Carrino.

President Grant: Will the Council confirm the nominations.

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

President Grant: The nominations are confirmed.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED FEBRUARY 24, 1983, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE CITY OF NEWARK TO EXCHANGE THE PREMISES COMMONLY KNOWN AS 310-314 HAWTHORNE AVENUE, BLOCK 3612, LOT 1, OWNED BY THE CITY OF NEWARK AND THE PREMISES COMMONLY KNOWN AS 192-194 SPRINGFIELD AVENUE, BLOCK 236, LOTS 39, 41, AND 50 OWNED BY THE HOLY GHOST CHURCH OF GOD IN CHRIST INC. PURSUANT TO N.J.S.A. 40A:12-16."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 16, 1983, Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED JANUARY 21, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 4, ALCOHOLIC BEVERAGES, CHAPTER 2, LICENSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED." (TO ADJUST FEES FOR CERTAIN MUNICIPAL ACOHOLIC BEVERAGE LICENSES).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker.

Councilman Tucker requested the City Clerk to request the Corporation Counsel to send legislation to establish an account dealing with increased license fees.

Chief Analyst Polster said the Corporation Counsel had informed the staff that he was pursuing and checking with the Division of Local Government Services relating to a letter the Council sent relative to setting aside by a rider as well as checking with the A.B.C. He assured the Staff he would report back in writing.

Councilman Tucker said similar to a process they have established as a Council in the past they have indicated they wanted a review of these matters every year. The current existing ordinance is multiple. He said he hoped when they dealt with the possibility of considering this option, he assumed they were talking about dealing with it based on just one year. The multiple one they are talking about is more than that amount.

The motion to defer action on this ordinance was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani President Grant.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED SEPTEMBER 3, 1982, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, WATER LEAK DETECTOR)"

		<u>1st year</u>	<u>2nd year</u>	<u>3rd year</u>
		<u>per hour</u>	<u>per hour</u>	<u>per hour</u>
Laborer, Water Leak Detector				
(40 Hours)	1/1/82	\$5.04	\$5.41	\$5.87)
(Copy of ordinance and correspondence submitted to each Member of the Council)				
(Ordinance tabled October 20, 1982)				
(Ordinance removed from the table March 2, 1983)				

(For action on this item see Ordinance 6-F-m on page 8 in the minutes of this meeting)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from February 9, 1983 to February 22, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Rose of Lima Church	8844

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of Fatima Youth Council	8837
Ironbound Interparochial Elementary School	8845

A motion to concur in the Report was made by Council of the Whole and adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.


12.

A motion to adjourn this meeting was made by Council of the Whole and adopted by the following votes:

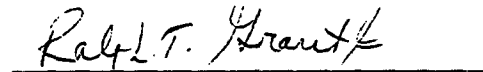
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 3:20 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, March 2, 1983

1155

The recessed meetings of February 25, 1983, February 28, 1983 and March 1, 1983 of a special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:00 P. M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Floyd Bostic, Sergeant-at-Arms.

City Clerk D'Ascensio read letter dated February 22, 1983, from Honorable Ralph T. Grant, Jr., President, Newark Municipal Council, calling a special meeting of the Municipal Council for Friday, February 25, 1983, at 1:00 P. M., or as soon thereafter as Council can convene to consider the following legislation:

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$30,000. IN THE OFFICE OF THE MUNICIPAL COUNCIL TO PROVIDE FUNDS FOR THE HIRING OF SPECIAL COUNSEL.

(This resolution was adopted at a special meeting held February 25, 1983)

RESOLUTION AUTHORIZING THE MUNICIPAL COUNCIL TO ENTER INTO CONTRACT WITH AN OUTSIDE ATTORNEY CONCERNING THE BOARD OF EDUCATION.

RESOLUTIONS.

7-R-a-S-1.

RESOLUTION AUTHORIZING PRESIDENT OF THE NEWARK MUNICIPAL COUNCIL, ON BEHALF OF THE MEMBERS OF THE MUNICIPAL COUNCIL, TO EXECUTE CONTRACT WITH THE LAW FIRM OF ROTHBARD, HARRIS & OXFELD, NEWARK, NEW JERSEY, FOR THE PURPOSE OF REPRESENTING THE NEWARK MUNICIPAL COUNCIL IN CONNECTION WITH THE PROPOSED SPECIAL ELECTION SCHEDULED FOR APRIL 5, 1983; TOTAL CONTRACT FEE SHALL NOT EXCEED \$30,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution submitted to each Member of the Council)

City Clerk D'Ascensio read the following resolution:

WHEREAS, on May 12, 1982 the voters of the City of Newark passed a referendum placed on the ballot by action of this Council, which referendum changed the manner of selection of Members of the Board of Education from an appointed to an elected Board; and

WHEREAS, the first election for the elected Board is scheduled for April 12, 1983; and

WHEREAS, the Board of Education has now passed a resolution in connection with petitions filed with said Board to hold a special election on April 5, 1983 for the purpose of determining whether the Board of Education should be reclassified from an elected Board of Education back to an appointed Board of Education before the citizens of Newark have had an opportunity to vote for any elected Members to serve on the Board of Education; and

WHEREAS, there appears to have been no validation process used by the Board of Education to determine whether the petitions were signed in sufficient numbers to legitimately require the calling of a special election and to assure that the signatures on the petitions were executed by registered voters of the City of Newark; and

WHEREAS, a review of a copy of the petitions supplied to the Newark Municipal

March 2, 1983
#5

Council indicates that a significant number of the signatures affixed thereto are by persons who reside outside of the City of Newark; and

WHEREAS, the information available to the Municipal Council indicates that the Board of Education intends to provide polling places which would constitute over 90% reduction in the number of polling places usually available to the citizens of Newark in any election; and

WHEREAS, in the opinion of the Newark Municipal Council such reduction in the polling places amounts to a constitutional deprivation of the right to vote on behalf of the citizens of Newark; and

WHEREAS, it appears that an essential conflict of interest exists in some, if not all, of the present Members of the Board of Education being involved in the supervision and conducting of an election to determine whether the Board of Education should revert to an appointed Board thereby retaining their positions as Board Members and;

WHEREAS, the Corporation Counsel has issued an opinion in which he has stated that the Newark Municipal Council does not have standing to challenge any issues in connection with the proposed election; and

WHEREAS, the Newark Municipal Council, the City of Newark and its citizens have a sufficient and vital stake in the proposed election and there exists an overriding public interest arising out of the proposed election; and

WHEREAS, the Corporation Counsel of the City of Newark has declined to represent the Newark Municipal Council and to institute litigation in connection with the proposed election.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. That the Newark Municipal Council/is hereby authorized and directed to execute a contract with the Law Firm of Rothbard, Harris & Oxfeld, Newark, New Jersey, for the purpose of representing the Newark Municipal Council and instituting suit against the Newark Board of Education in connection with the proposed special election scheduled for April 5, 1983. (Contract attached)
2. The total contract fee shall not exceed \$30,000.
3. A copy of the executed agreement shall be filed in the Office of the City Clerk with the original resolution.
4. The contract is awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a) because these services are to be rendered by a person whose performance requires knowledge of an advance type in a field of learning acquired by prolonged formal course of specialized instruction of an apprenticeship and training, and whose profession is licensed by law.
5. Notice of this action shall be published in the Star Ledger.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice.

Councilman Martinez said that he has put 10 petitions on President Grant's desk that he took from the copies that were received by the City Clerk for his perusal. He has spent about an hour this morning with a handwriting analyst, a former police officer of the City of Newark and will not go into his comments. He just wants him to look at the last page because on the top the last sentence says "this petition is made and signed by the following residents and are legally qualified voters of the State of New Jersey."

Councilman Carrino said with all due respect to Councilman Martinez, he has a restraining order against the Board of Education and he would prefer that nobody on the Council mentions anything right now until they consult with their attorneys since it is in litigation.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

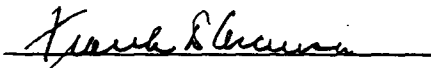
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 3:10 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, March 16, 1983

1158

March 16, 1983

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:05 P.M.

The audience arose for the National Anthem.

The prayer was offered by Hon. Ralph T. Grant, Jr., Municipal Council President.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Payne, Rice, Villani, President Grant, Acting City Clerk Korngut, Acting Clerk of the Municipal Council; Lieutenant James A. Reed, Sergeant-At-Arms and Mr. Hugh Gallagher, Assistant Corporation Counsel.

(Councilman Tucker arrived at 8:08 P.M.)

(Councilman James arrived at 8:10 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 8, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Tucker arrived at 8:08 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD JANUARY 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-b.

The Acting City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD JANUARY 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-c.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF ALCOHOLIC BEVERAGE CONTROL BOARD, HELD NOVEMBER 22, 1982 AND JANUARY 17, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-d.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD JANUARY 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-e.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD JANUARY 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-f.

The Acting City Clerk presented 1981 LAW DEPARTMENT ANNUAL REPORT, SUBMITTED BY HON. JOHN TEARE, CORPORATION COUNSEL.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-g.

The Acting City Clerk presented REPORT ON EXAMINATION OF ACCOUNTS OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT, YEAR 1974, URBAN DEVELOPMENT ACTION GRANT, FOR PERIOD SEPTEMBER 20, 1978 TO DECEMBER 31, 1982, SUBMITTED BY SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITORS.
(Copy submitted to each Member of the Council)

A motion that the Report be received and Staff Study be made for report to the Council was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-h.

The Acting City Clerk presented FINANCIAL REPORT OF OFFICE OF THE CITY CLERK, FOR THE YEAR 1982.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-i.

The Acting City Clerk presented 1983 FINANCIAL REPORT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD ENDING JANUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/4-j.

The Acting City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR MONTH OF JANUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-k.

The Acting City Clerk presented REPORT OF BUREAU OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, FOR MONTH OF FEBRUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LINCOLN AVENUE.

(Lincoln Avenue, West side, beginning at the northerly curblin extension of Arlington Avenue and extending 200 feet northerly therefrom; East side, beginning at the northerly curblin extension of Arlington Avenue and extending 260 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight, the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1983.

6-F-b.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BACKUS STREET.

(Backus Street, North side, between Avenue I and Gotthardt Street; South side, between Avenue I to Wheeler Point Road)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight, the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1983.

March 16, 1983

6-F-c.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, SENIOR CLERK TYPIST, WATER METER REPAIRER, WATER METER REPAIRER, FOREMAN AND SUPERVISOR OF WATER METER REPAIRS IN THE DEPARTMENT OF FINANCE, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE)

(Transfer of Water Meter Lab from Water Supply to Water Accounting and Customer Service)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight, the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1983.

(Councilman James arrived at 8:10 P.M.)

6-F-d.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON UNION STREET.

(Union Street, West side, beginning 110 feet north of the northerly curbline of Ferry Street and extending 196 feet northerly therefrom from 8:00 A.M. to 6:00 P.M., except Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Traffic Engineer William Ceballos met with Council at their pre-meeting conference March 15, 1983)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman James.

6-F-e.

The Acting City Clerk read AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO EXCHANGE THE PREMISES COMMONLY KNOWN AS 310-314 HAWTHORNE AVENUE, BLOCK 3612, LOT 1, OWNED BY THE CITY OF NEWARK AND THE PREMISES COMMONLY KNOWN AS 192-194 SPRINGFIELD AVENUE, BLOCK 236, LOTS 39, 41 AND 50, OWNED BY THE HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST, INC., PURSUANT TO N.J.S.A. 40A:12-16.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine, the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1983.

A motion to consider Item 9-b. on Ordinances on First Reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-f.

The Acting City Clerk read AN ORDINANCE TO AMEND TITLE 4, ALCOHOLIC BEVERAGES, CHAPTER 2, LICENSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED. (TO ADJUST FEES FOR CERTAIN MUNICIPAL ALCOHOLIC BEVERAGE LICENSES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker.

No: Councilman Rice, President Grant.

Not Voting: Councilmen Carrino, James, Villani.

A motion to consider Item 9-a. on Ordinances on First Reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-g.

The Acting City Clerk read AN ORDINANCE TO AMEND TITLE TWENTY-ONE, CHAPTER FIVE, SECTION THREE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED. (TO ADJUST SEWER USER CHARGES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, President Grant.

No: Councilmen James, Rice, Tucker, Villani.

President Grant: The yeses are five, the noes are four. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 6, 1983.

Councilman Carrino pointed out the ordinance did nothing more than change the rate for the higher industrial users who pay a higher percentage of the sewer rate than the homeowners use. The homeowners rate would be stable as opposed to people who use the heavy part of the sewerage system by putting in chemicals and other heavy factors that were processed by Passaic Valley.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING NIAGARA STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One Way Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Niagara Street:
Westbound, from Amsterdam Street to Ferry Street

and by adding thereto:

Niagara Street:
Westbound, from Amsterdam Street to Darcy Street.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publications according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EAST KINNEY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by deleting therefrom the following:

East Kinney Street, from McCarter Highway to Broad Street

North side, from 4 P.M. to 6 P.M., except Saturdays and Sundays.

Section 2. Any existing Ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON HARDING TERRACE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons excluded from Certain Streets of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Harding Terrace:
Between Parkview Terrace and Bergen Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

March 16, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON CABINET STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Cabinet Street
North side, from Littleton Avenue to Bergen Street.

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOMERSET STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Street, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Somerset Street:
Northbound, from Avon Avenue to Muhammad Ali Avenue.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING FOURTH STREET AS A ONE-WAY STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

March 16, 1983

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Fourth Street:
Southbound, from First Street to Central Avenue

and by adding thereto the following:

Fourth Street:
Southbound, from First Street to 7th Avenue
West; from Route 280 connector road to Central Avenue.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO ADJUST THE SALARY FOR SECRETARY, BOARD OF ADJUSTMENT)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary and hours of work for Secretary, Board of Adjustment, as follows, to wit:

(b) Board of Adjustment

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Secretary, Board of Adjustment 180906	\$3,500.00	\$3,500.00

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, Villani.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 2, CHAPTER 6, SECTION 9, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (PROVIDING FOR THE EMPLOYMENT OF SPECIAL COUNSEL)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Chapter 6, Section 9, of the Revised Ordinances of the City of Newark, New Jersey, be and the same is hereby amended to read in its entirety as follows:

2:6-9. Employment of Special Counsel

The corporation counsel is authorized, with the approval of the municipal council and within available appropriations, to employ such additional counsel to aid in the trial or argument of such actions, causes or proceedings of importance in which the city may be a party or be interested, as the municipal council may deem necessary.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE IMPOSING A TAX ON EMPLOYER PAYROLLS IN THE CITY OF NEWARK, "ORDINANCE 6-S & F-m, JANUARY 4, 1978, AS AMENDED BY ORDINANCE 6-S & F-k, JANUARY 3, 1979, AS AMENDED BY ORDINANCE 6-S & F-b, ADOPTED JANUARY 16, 1980, AS AMENDED BY ORDINANCE 6-S & F-k, FEBRUARY 17, 1982, TO IMPOSE A RATE OF THREE QUARTERS PERCENT (.75) EFFECTIVE APRIL 1, 1983."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title Ten, Chapter Six, Section Three of the Revised Ordinances of the City of Newark (1966) as amended and supplemented be and hereby is further amended in its entirety to read as follows:

10:6-3 Tax Imposed

There is hereby imposed on every employer a tax equal to 3/4 of 1% of his payroll, on all payrolls related to services performed during the period April 1, 1983 through December 31, 1985, inclusive.

Section 2. Any prior Ordinance or part thereof which is inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect on April 1, 1983, after final passage and publication as required by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. MURRAY EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY, mentioned that the ordinance affected 35% of Newark's workplace payroll. 73% of real estate in Newark is exempt from taxes and the tax on payroll is also discriminatory because 65% of Newark's workplace payroll is exempt. He felt that an increase in the payroll tax would not help Newark's image or bring business back into Newark. He recalled in 1982 the Budget called for 8 million dollars, at a rate of a 1/4% the City had taken in \$8,614,108.08. In the 1983 Budget, which was not yet published, at a 3/4% payroll tax the projection would be estimated at \$12.9 million dollars.

He indicated the following organizations were excluded under N.J.S.A. 40:48C-14FF: A) The Government of the United States; State of New Jersey; a county, municipality, school district or special district of the State; an interstate governmental agency or any agency instrumentality of any entity enumerated previously B) Any insurance company formed by authority of another state or foreign country C) Any religious, charitable or educational institution organized not for profit D) Any self-employed individual without employees. He said that over 65% of Newark's workplace payroll was excluded from payroll tax. He noted that Newark was the only municipality in the State with a payroll tax. He knew that the City was in need of money, but if the ordinance was passed and the payroll tax was increased, there would be enough money and incentive for the payroll taxpayers to band together and place the matter into the jurisdiction of the Courts. He indicated that one compromise would be was to let the legislators rewrite the laws. He claimed the situation was identical to the situation on the real estate moratorium. He felt the same pro and con arguments applied to each.

Councilman Carrino said a decision had to be made before the Budget was finalized in April. He asked where to find the dollars that were needed to keep the City operating.

Mr. Edson emphasized getting the State Senators to change the laws in the State. He felt by increasing the tax it would be the wrong move to make.

MR. KENNETH LOUIS, SENIOR VICE-PRESIDENT, GREATER NEWARK CHAMBER OF COMMERCE, 50 PARK PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of the representatives of the business community. The business community viewed the payroll tax increase as being counter-productive to the growth of jobs in the City. He told the Council that the record showed that businesses flee the City whenever Administration did something which placed the businesses within the City in a competitive disadvantage from surrounding communities. Newark was the only City in the State of New Jersey that placed all of the business in a definite competitive advantage with similiar businesses across the border. He stated that over the last 10 years the City had lost 35% of its business base. He felt the majority of the businesses which moved out of the City did so because of the implementation of the payroll tax.

Mr. Louis added that the Newark business community did pay their fair share of the cost of local government. He responded by saying the Newark business community did pay their fair share of the tax burden in Newark. He stated the residential section of the City paid 11% of the taxes in the City, which was based on 1982 figures received from the Newark Tax Assessor's Office. He added that the business community paid 19% of the property tax in Newark.

He went on to say that the multi-million dollar companies could be counted on one hand. He said a true picture of the Newark business community was not the large corporations, but the small retailers. He claimed that it would be those people who would be affected by the increase in tax. They would be placed at a further competitive disadvantage. He said the small businesses had two options: 1) to stay in the City and pay the tax and 2) charge for their products and services.

He asked the Council to consider the ramifications of the payroll tax increase and vote not to do so.

MR. ROBERT CARTWRIGHT, 137 FLEMING AVENUE, NEWARK, NEW JERSEY, addressed the Council in favor of the payroll tax. He felt the tax should be higher, back to the 1% when it was first instituted. He said what this was doing was raising it only half way back to what it was reduced from. If the money did not come from the business community then it would mean it would have to come from the homeowners and tenants who have to pay their landlords taxes. He indicated over the last two years President Reagan's tax proposals have benefited the business community much more than the working class people. Some of the reductions in federal taxation should have been turned over to the City. He also felt that business did not move primarily based on taxation, but on a number of other factors. He noted the business community benefited by the tax appeal system more than the residential community. He ended his statement by saying that the money could be used for recreation for the youth of the City, which would help the youth in leading a more productive life and also reduce the crime rate.

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MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Council in favor of the payroll tax. By looking at the Budget for the Year 1983 you could tell that there was a need for extra dollars. When looking at the whole of the City it was knowledgable that the taxpayers were being overtaxed. He felt this was an opportunity to share the responsibility. He noted that there were over 2,000,000 people that came into the City of Newark every day. As a result of that, the City had to provide various services; police and fire protection for the safety of the people. He stated that a commuter tax could be initiated so that no one could escape the tax. He told the Council it was their opportunity to be legislators who stood up for the principles of their office.

Councilman Tucker indicated the best political thing to do was not to vote on any tax increases. He said some of the basic services have to be paid for. The payroll tax was originally established in 1970 and was part of a special tax package which was negotiated by the Mayor and the City Council which dealt with fiscal solvency of the City of Newark. At that time there were major budget deficits. When looking at taxes one thing had to be dealt with; some of the taxes were needed.

He mentioned on January 15, 1983, the Mayor submitted a budget which had a projected tax rate of \$11.32 in it. In order to hold that tax rate of \$11.32 there were certain requests which were made directly to the Council to increase the water, sewer and liquor rates. Another anticipated revenue which was brought up was the increase of the payroll tax. If this tax was approved, it would increase the payroll tax for persons affected by it by 2.5 million dollars. This would not be affected until April 1. This money was direly needed by the City, as all tax dollars. He added that although the tax rate was proposed by the Mayor to be \$11.32 it was recommended by the auditors and staff that the City would be currently looking at a tax rate of \$13.02 per \$100. of the assessed evaluation.

Councilman James felt it was wrong for people to think that the Council should hold the business community hostage. He said the City received two taxes, parking and payroll to bail the City of Newark out in times of crisis. If the quality of life did not improve in the City, if it was not cleaned up, if police protection was not provided, if it was not seen that the children were educated in the public school system then the businesses and individuals could not be held in the City. He said that people should understand that big corporations such as Prudential, could move any time they wanted, all they would have to do was take a tax loss.

Councilman Carrino said it was ludicrous for the Board of Education to ask for an excess of a \$5 million dollar increase on their budget and \$1 million of that budget was for pay raises for fourteen people up at the top of the Board of Education, especially the Superintendent of Schools, who was going up to \$120,000. in the next five years. He said it was said that people who were here everyday had to be taxed in order to subsidize someone who came from Chicago. Taxes had to be enacted somewhere to keep the City going. He said the Board of Education was a 230 million dollar corporation, that was more than the City of Newark. They spend more money to educate the children than the City spends for police, sanitation, fire and taxes.

Councilman Payne supported the comments made by his colleagues. What had to be kept in mind was that 90% of the business people in the City were small business people. They were shops that hire between 100 persons, men and women who struggle to fight the crime problem, who maintain their premises and who try to work with employees that do not have the proper skills. He hoped that they would not have to increase the tax anymore in the future.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Payne, Tucker.

No: Councilmen James, Rice, President Grant.

Not Voting: Councilman Carrino, Martinez, Villani.

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At a later time in the meeting a motion to reconsider this ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

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Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.
No: Councilmen James, Rice.
Not Voting: Councilman Carrino.

Councilman Tucker wanted to mention certain factors that the Council would be faced with. By New Jersey State Statute, this evening the Mayor's Budget was supposed to be introduced. He stated the auditors had informed him that if any taxes were not enacted the tax rate of the City of Newark would be struck at \$13.02, which was a 25% net increase the taxpayers would be paying. He felt the payroll tax would have to be exercised based on the statutory limit of when law became law. He indicated if the City was not in receipt of the payroll tax by April 1st that would mean the anticipated revenue which was to be received would be lower. By not moving affirmatively on the payroll tax the City would be placed in jeopardy and also the City Budget would be placed in major jeopardy. He respectfully requested a reconsideration of the option of the payroll tax.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker.

Councilman Rice noted his negative vote would not be to hurt the City of Newark but it was to tell the Council and Administration they should work collectively in bringing in ratables to the City of Newark. He said it was time to start making new laws for the ratables and for the people in the City.

Councilman Branch noted he had not heard any suggestions on how the 11 million dollars was going to be raised. He said he did not want to see anyone leaving the City and he would do anything he could to try and maintain in keeping the people in the City. He stated there had to be a budget to operate with, if the budget was not adopted then the State would have to come in and adopt it for the City. That would be a bad policy.

Councilman Martinez said he had never seen a tax that came and went. He mentioned that the people in the East Ward paid 14% on the residential property and the other wards made up the vast difference. He also mentioned the East Ward paid 47% of all of the property taxes in the City of Newark. He agreed that the tax was discriminatory. He said there were City employees who work in the City; i.e., police, fire, schoolteachers, etc. that came into the City and received dollars and left without any kind of payment whatsoever. These people received pension, Blue Cross benefits, etc. that the citizens of the City paid through the City of Newark. These people were not taxed but yet work for the City. He mentioned the commuter tax. He thought it to be unconstitutional.

Councilman Martinez read some excerpts from a paragraph of a letter which he received from Mayor Gibson a few days before:

"The Mayor's Proposed Budget also included a 42 million dollar school appropriation. The Board of Education Budget reportedly submitted to the County Superintendent of Schools and has advertised in the Star Ledger which indicates a request of 47.7 million or 5.7 million dollars."

He said this was more than requested by Mayor Gibson in his Proposed Budget for the Year 1983. He said it was a shame that this was not justified. He noted that some years ago the School Board Budget was 30 million dollars, the schools were the top in the United States and the children came out of those schools with a good education, and today with a 241 million dollar project they are coming out and can not even fill out an application for employment. He said if nothing was done then the taxpayers would be receiving a letter stating that the rate would be \$13.00 and up. That would be the highest in the City ever. He said he would be voting in the affirmative.

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Councilman Payne said he made it clear that his position on the sewer/water was that he was in opposition of it. He said he was for a "rollback" in the escalated cost of the sewer/water rate. He mentioned there were 700 blocks which were vacant, and at one time they used to be structures that were taxable. He noted that 73% of the City was tax exempt which meant that 27% of the people were paying 100% of the tax. He urged the Council to pass the ordinance.

Councilwoman Villani said if the tax rate would go up to 13.2% for the homeowners it would cause an exodus in the City of Newark. She stated she could not do this to the homeowners.

The motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilman Carrino.

President Grant: The yeses are six, the noes are two and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Carrino said he fully concurred with the way the vote turned out. He knew that by April 25th there had to be a budget and the Council would have to be responsible for the voting of that. He said that everytime the Council pinpointed where money was wasted and misspent everyone was taken off the hook of finding another way of coming up with other monies.

A motion to consider Resolution 7-R-ch at this time was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING DR. E. ALMA FLAGG, DISTINGUISHED EDUCATOR, FOR 40 YEARS OF OUTSTANDING SERVICE IN THE NEWARK PUBLIC SCHOOL SYSTEM.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant.

President Grant read the following resolution:

WHEREAS, Dr. E. Alma Flagg, one of Newark's most learned and gracious citizens, completes 40 years of exemplary service in the Newark public schools in 1983, and during all these years she has performed with high distinction in many teaching and administrative positions, including Assistant Superintendent of Schools; and

WHEREAS, Dr. E. Alma Flagg, a longtime resident of Newark, is herself a product of this city's public elementary and high schools, and her unquenchable thirst for learning has taken her to graduate study at six different colleges and universities, and she has earned a doctorate in education from Columbia University; and

WHEREAS, Dr. E. Alma Flagg in 1964, through a competitive examination, became the first black principal of an integrated school in the City of Newark, and three years later she became the first black person ever appointed Assistant Superintendent of Schools in Newark, and in her various roles she has brought wisdom and inspiration to thousands of young persons, many of whom have now attained success in government, education, business and the professions; and

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WHEREAS, Dr. E. Alma Flagg, whose husband is also a prominent educator, has been an active leader or member of some 40 religious, cultural, civic and civil rights organizations, and has received numerous awards from professional and community groups, and has won much esteem throughout the Newark area for myriad activities, including the poems she has written about her beloved city;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Dr. E. Alma Flagg, a distinguished educator, for 40 years of outstanding service in the Newark public school system, and does wish her many more years of professional achievement and great personal happiness.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Doctor Flagg in warm appreciation of her indelible and countless contributions to our civic life and growth.

Councilman Branch presented Dr. Flagg with the resolution on behalf of the Members of the Municipal Council. He hoped Dr. Flagg enjoyed her leisure life as much as she had enjoyed her teaching.

Dr. Alma Flagg said she was grateful for the attention she was receiving this evening. She assured everyone she would continue to help the children and the youth of the City of Newark. She hoped everyone achieved the goals in which they set out to do.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-j.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, WATER LEAK DETECTOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Laborer, Water Leak Detector (40 Hrs.) 121913	1/1/82	\$5.04	\$5.41	\$5.87

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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(President Grant excused himself from the meeting at this time)

(Councilman Payne assumed the seat as Temporary President)

Temporary President Payne called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Temporary President Payne and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, Temporary President Payne.

Absent During Roll Call: President Grant.

Temporary President Payne: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(President Grant returned at this time)

HEARINGS OF CITIZENS.

6-HC-a.

SENATOR WYNONA LIPMAN, 29TH LEGISLATIVE DISTRICT, 50 PARK PLACE, NEWARK, JERSEY, addressed the Council with respect to the Newark Employment Retirement System and on behalf of the State Government Committee which she chairs in Trenton. In June, 1982 Senator Richard Codey submitted Senate Bill S-1581, which was about better retirement benefits for City employees of Newark. In July, 1982, the State Government and Senator Lipman received a letter from Mayor Gibson which stated he endorsed the concept of better retirement benefits. He said the terms in S-1581 were not satisfactory. She said he asked the State Government's Committee's indulgence while the Budget Director of the City and the Administration drew up an alternative proposal to submit to the Council.

She went on to say there were increased contributions by the employees by 2½%. Instead of waiting 30 years to retire you may retire after 25 years of service at the age of 55. The investment time would be 10 years instead of 15 years. She said Mayor Gibson claimed those terms, in view of the City's fiscal crisis, would be too much for the taxpayers of the City of Newark.

She understood that in August the Budget Director had submitted to the Council an alternative proposal. That alternative proposal had contained a request for an actuarial study of the Newark Retirement System. She said she later found out that that draft proposal never left the Council's hands and was not adopted. She told the Council in responding to requests made by City employees, Senator Richard Codey informed the State Government Committee that he wanted his bill heard in November of 1982. At that time, she mentioned she had written letters to every Member of the Municipal Council asking for the actuarial study which the Administration claimed they had needed before they could negotiate the retirement benefits. She noted she had not received any answers from the City Council. She indicated she was asked by Senator Codey about his bill. She said she had written a letter and called Mr. William Joseph, Director, State Division of Pension. Mr. Joseph had informed her that at the request of Mayor Gibson, the former Governor, Brendan Byrne had ordered that an actuarial evaluation of the Newark Employee Retirement System be completed annually. She said the last report was completed in December of 1981. That report was forwarded to the present Governor, Thomas Kean. She said she was learning about the Newark Employee Retirement System from the report she received from Governor Kean's Office.

Senator Lipman continued to say it was her intention to move Senate Bill 1581. She said the Council was obviously in favor of improving benefits for the employees. She added the present Governor and the past Governor are interested in the problem. That was why they were asking for reports on the retirement system in Newark. She mentioned that the Kean Administration would announce later in the year a Pension Reform Plan. She said she was a member of the Governor's Pension Reform Team. She indicated some of the new plans would be shocking and surprising and they would be announced at the end of 1983. She said another problem was the leadership in the Legislature had decided that any buy-back pension would be paid entirely by the employee. This had not been applied to Municipal pensions. She asked the Council Members to go to a meeting in Trenton to try and solve the problem. The meeting would be held on March 24, 1983, at 10:30 A.M., in the State Government Room.

Councilman Carrino wanted Mr. Ben Krusch to come up to the podium. He questioned Mr. Krusch as to why 5 million dollars was paid out to benefits in the City and out of that amount why did the City have to pay the unfunded liability of 4 million dollars?

Mr. Ben Krusch, Chairman, Employees' Retirement System said on that 5 million dollars over \$900,000.00 was charged to money paid to the Newark Pension Fund for employees who were given a cost of living under the State Statute about 10 years ago and was charged to the Employees' Retirement System. That was not the money the City had put in for the employees who were granted a cost of living increase. He mentioned back in 1955, there were 3 bankrupt pension funds in the City, the Board of Health, Public Works and Municipal. Under law, at that time, there was an unfunded liability of 22 million dollars which was under the Statute which governed the three bills. He said the City was obligated to meet the unfunded liability. The City did not want to get up the 22 million dollars. If the City would have received the money they would have 88 million dollars to put in. Since 1955, the Pension Fund was taking money which was paid into the fund by the current employees to pay back the pensions to people who worked previously which the City was obligated to meet the unfunded liability.

Councilman Carrino noted that was his point. He felt Senator Lipman was in receipt of a report that was not true.

President Grant stated that prior to Senator Lipman's speech, he had spoken to her and she told him that she would not address the entire amount of information based on certain considerations. He mentioned a resolution which was prepared for the meeting which he thought would be acceptable to the Pension Fund Commission, the City Council and Administration which called for an actuary with the design of the specifications with input from both Administration and the City Council.

Councilman Carrino wanted to know what the time table was on that resolution?

Councilman Tucker explained that the resolution was basically a statement of intent with the Council's interpretation of the bill. He felt it should be clear that Members of the Council had met with Members of the Pension Commission and Administration in the spring of 1982. At that time, the figures were examined and were in receipt of an actuarial report of the Pension Commission. Based on that report, it was the Council's determination that the Council would endorse the Senate Bill 1581. The Council then developed a resolution and it was submitted to every Member of the New Jersey State Senate. He added a question was prompted as to whether or not the actuarial study which would have been performed by someone from the Pension Commission would be objective enough in their actuarial study. He noted the Council had never been in receipt of any communication which challenges any figures that relate to the actuary, nor has the Pension Commission ever been in receipt of any detailed analysis challenging the figures of the actuary.

He added that the current Pension Commission had a statutory responsibility with representation from employees representing themselves, not representing anyone else. He stated that the employees would decide what the interest rate would be on the buy-back and they would handle their own affairs. He pointed out if an employee wanted to opt for a buy-back they would have to deal with prime interest rate, which was in violation of the New Jersey State Statute. He

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explained that the Law Department never found that out and the Assistant Business Administrator had signed it. He said it also stipulated in the resolution that in order for an employee to get 50% or increased benefits that person would have to pay 50% of the proposed increase benefit which would be substantiated by an actuary. He explained what was being proposed by the Assistant Business Administrator was that if an employee had a projected life expectancy of 15 years and if they receive increased benefits then half of the increased benefits would be paid by the City of Newark and the other half would be paid for by the employee himself.

Councilman Tucker stated the actuary would look at two things. 1) the fiscal solvency of the Pension Commission as it presently exists and to let the Council be aware of that and 2) the implication of Senate Bill 1581 on the possibility of increasing benefits.

A motion to consider Resolution 7-R-cs at this time was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cs.
(A.S.)

RESOLUTION EXPRESSING THE INTENT OF THE NEWARK MUNICIPAL COUNCIL TO HAVE AN ACTUARIAL STUDY PERFORMED ON S-1581, A BILL IN THE NEW JERSEY STATE SENATE WHICH WOULD INSTITUTE CHANGES TO THE NEWARK EMPLOYEES' RETIREMENT SYSTEM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant.

Councilman Carrino wanted to know if a time limit could be placed on the resolution?

Councilman Tucker said what could be ready was the solicitation of bids and a 2 week period could be awarded.

President Grant directed that a 2 week period be added to the resolution.

The motion, as amended, was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Senator Lipman thanked the Members of the Council for getting this started and asked the Council to make sure they attended the meeting which she had mentioned previously. She was sure with everyone working together improved benefits could be achieved.

6-HC-b.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to protecting the citizens of the City of Newark and Reaganomics.

A motion to consider Resolution 7-R-ba at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 30 WALNUT STREET, BLOCK 880, LOT 1, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), AND AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution until June 15, 1983 was made by Councilman Martinez, seconded by Councilwoman Villani.

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Councilman Tucker wanted to know if that meant deferring action on the sale or to establish the date of the sale as June 15th.

Acting City Clerk Korngut replied it was to authorize the solicitation on June 15, 1983.

Councilman Tucker wanted to know if the Council was giving the group until June 15, 1983?

Acting City Clerk Korngut explained on June 15th the solicitation would be authorized if certain conditions have not been met.

Councilman Martinez stated what was being done was deferring it until June 15, 1983 and if there wasn't any resolution on that date you then could authorize the advertising and setting of the return date for acceptance of the final bid for the purpose of same under specified conditions. He added that meant on June 15th the Office of Real Property, if at that time nothing was resolved by that group, would already be authorized to put the building up for auction.

Councilman Carrino felt this was setting a precedent. He indicated the building has been with the City for 2 years and the City has not been able to collect a single penny from it, including property tax, water and sewer tax. A lesson should have been learned with the problem of "299" Clinton Avenue. He said this was going to cost the City of Newark 1 million dollars. He said he does not see how anyone could talk about bringing in ratables to the City and then have people that want to develop a building put off the auction so that the City could keep it in the same situation that it was in. He felt you could not deviate by doing things like that because it would keep the City on the road to insolvency.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

6-HC-c.

MR. MURRAY EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY, announced the Lincoln Park Historic Park District hearing would be scheduled for April 4, 1983. He mentioned the documents were on display in the Newark Public Library and it looked like a section of Newark would be included in the National and State Register.

He also addressed the Council with respect to the drug center housing in the Lincoln Park area and historic district. He stated that 43 Lincoln Park has not been occupied for many years. It was not being renovated to be used for a drug rehabilitation center or for a criminal rehabilitation house. He asked the Council's help in trying to keep Integrity House from using it for these purposes. He noted the group could move in and occupy the building. They would not need a certificate of occupancy, a permit or license.

Councilman Tucker said the problem should not be overlooked in terms of variances. He mentioned what a lawyer has done in representing Integrity House was to find out that unless there was 25% rehabilitation of the house a variance was not needed. This was going to be faulty in regard to the zoning ordinances in the City and the zoning in the State of New Jersey.

Councilman Martinez said he concurred with Councilman Tucker's statements. He suggested that Mr. Anthony DeCastro be invited to the Special Conference, March 22, 1983.

President Grant said the Special Conference was too full for discussion on this matter.

Councilman Martinez stated he would make a date with Mr. DeCastro and discuss the problem with him.

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6-HC-d.

MR. VICTOR DeLUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, addressed the Council with respect to recreation for Wilson Avenue and J.F. Kennedy recreation centers. He thanked the Council for their support in getting these funds.

He also thanked the Council for their action on 30 Walnut Street.

He asked the Council's support on April 10-16, which was "Jobs for Peace Week." He told the Council during that week there would be major events. The Ecumenical Church would be holding a service and there would be a rally at the Federal Building. He asked the Council's support in getting people to attend the two events. He also mentioned a Labor Community Conference which was going to be held on April 30. He asked the Council to attend.

6-HC-e.

MR. D.J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, addressed the Council in opposition to the New York Grand Prix to be held in Branch Brook Park. His opposition centered on the fact that Branch Brook Park was a registered historic site, a national registered historic site. It was the oldest County park in the nation and it should be carefully preserved. He felt that alteration and construction for the event would cause irreparable damage to the park and significantly change its character. He said that more than 2 months ago, he had suggested the use of Weequahic Park, citing its nearness to the Newark Airport, its access from all directions and for the fact that it was originally designed to accomodate events such as that. He noted his suggestion was rejected. The most charitable thing he could say was that it was devisive and disingenuous. He asked the Council if his statement from January 31, 1983 could be included in the minutes as part of his statement.

The following statement was read at a public hearing held on January 31, 1983:

Statement at public hearing on proposed Grand Prix-Branch Brook Park

The area of Branch Brook Park proposed as the site of the New York Grand Prix is about one third of the total area of the Park, one-half of the area included in the original design by Frederick Law Olmsted. County officials apparently think this part of the Park is expendable, because they know, as well as I and most of you know, that, after this event, it can never be restored to its present condition, an area to delight the eye and restore the spirit, the proper function of a park.

Widening and realignment of roads, removal of many mature trees and countless others, heavy equipment installing and removing facilities for thousands of spectators and for television crews, embankments for safety of contestants and others, are only some of the aspects of this event which will contribute to irreparable, permanent damage to the Park, regardless of commitments and promises made with good intent. This area would, thereafter, be suited only for the needs of commuters, rushing to and from their jobs in Newark, who live in towns where parks are not commercialized, but are carefully preserved and maintained to serve the purposes for which parks are intended.

I do not give much credence to the rosy assumptions of financial benefits which would accompany this event. But even should these predictions prove true, the result would not be worth the sacrifice of the Park and the violation of its status as a National Historic Site.

Should this proposal be acted upon favorably by the County officials, I suggest that all those who love Branch Brook Park take photographs of the area between Bloomfield Avenue and Heller Parkway. Maybe you had better do it now.

D. J. Henderson
1/31/83

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Councilman Tucker stated he was not for the Grand Prix being established at Branch Brook Park. He could not understand why the people in the Lake Street area would be bothered by the noise of the event and the people in the Elizabeth Avenue area would not be bothered by the noise. If it was bad for one community then what made it good for another? He also made mention to the fact that Weequahic Park was utilized. In fact, there were joggers every morning, in the warmer months there were people playing tennis in the courts and they usually had to wait in line for the usage. He stated if the Grand Prix event was not good for Branch Brook Park then do not send it over to Weequahic Park.

Mr. Henderson said his only objection was solely based on the fact that the park was a national historic site. He felt the event would destroy a portion of the park between Heller Parkway and Bloomfield Avenue.

Councilman Tucker wanted to know what made things different if the event went to Weequahic Park?

Mr. Henderson again replied that the only difference was that Weequahic Park was not an historic site. He stated if the people in that area wanted to base their opposition on the same basis as the people on Lake Street were doing then he would not have anything to say.

Councilman James indicated that there was a proposal for Weequahic Park being an alternative to the event. He felt there should be community meetings to allow the citizens to express their opinions. He noted there would be heavy media representation on the event. He wanted to know the benefits that the City or the County would be receiving from the event.

Councilman Carrino said he was directly involved in the conversations in the beginning of this. An estimated amount of money could not be received until an agreement was entered into. He said the City would not be receiving anything directly aside from a couple of jobs people would be offered for 2 days. The City would not be a participant from any accrued benefits.

Councilman James questioned if the County would be in receipt of dollars?

Councilman Carrino replied that the percentage the County would be receiving had not been agreed upon until the race was verified. The County would be getting a portion of the money that had been generated from the event.

Councilman Payne stated he had been in receipt of a letter from the County Executive, Peter Shapiro which indicated there were thoughts of the possibility of Weequahic Park being considered. He said the main opposition that was indicated to him was not the historical portion. He said the original concept for Branch Brook Park was because it was selfcontained. He indicated Weequahic Park was constructed in a different manner.

Mr. Henderson said his complaint was the conduct of the County officials.

Councilman Tucker said he resented the fact that the people in Branch Brook Park do not want the event to be held there and also the fact that the people want to bring it to the South Ward. He said County officials told him that they were going to establish a \$200,000. endowment for Weequahic Park. He stated the people on the Weequahic Advisory Committee had been attempting for years to get basketball courts, a swimming pool, to rehabilitate some of the recreation areas, and all of that was thrown out of the window.

Councilman James felt the real issue is the omission of the fiscal concern of the operation. He wanted to know how much money would be derived from the event, if any?

Councilman Carrino said he would be hardpressed if the City were to refuse the race if money were to be made by it.

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6-HC-f. MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY:

6-HC-g. MISS PATRICIA JARESKE, 162 BRILL STREET, NEWARK, NEW JERSEY:

6-HC-h. MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY:

The above speakers thanked the Council for their support on 30 Walnut Street and in postponing the time period until June 15, 1983.

6-HC-i. MR. WILLIAM JARVIS, 986 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, asked the Council if he could withhold his comments until a later date.

A motion to permit Ms. Donnie Clark to speak under "Hearings of Citizens" was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-j. MS. DONNIE CLARK, 210 ORANGE STREET, NEWARK, NEW JERSEY, addressed the Council with respect to the accumulated debris in front of the C & J Towing lot at 183-219 Orange Street.

President Grant informed Ms. Clark that he would contact Mr. Alvin Zach, Engineering Director and ask him to arrange for another cleanup of the area. He also stated he would contact Ms. Charlotte Adams, Executive Secretary, Central Planning Board and ask her to review the conditional use approval for that particular tract of land.

Councilman Rice noted that C & J Towing was a private outfit which was contracted by the City.

Councilman Carrino asked Ms. Clark if the private dumpsters were causing a problem in the neighborhood.

Ms. Clark replied in the negative. She said it was a great help.

Councilman Branch thanked Ms. Clark for bringing the problem to the attention of the Council.

Councilman Tucker said it was a good idea to get a copy of the variance and send it to Ms. Clark.

A motion to permit Mr. B. Jones to speak under "Hearings of Citizens" was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-k. MR. B. JONES, 28 NAIRN PLACE, NEWARK, NEW JERSEY, addressed the Council with respect to the debris around an abandoned building which was located at 23 Nairn Place and kerosene heaters.

Councilman Rice questioned whether or not Mr. Jones was a homeowner?

Mr. Jones replied in the affirmative.

Councilman Rice asked Mr. Jones if he knew anything about the hazardous conditions of the kerosene heaters. He also asked Mr. Jones if he knew anything about the law, which was passed before he became Councilman, which indicated any person using kerosene heaters would be in violation of the law.

Mr. Jones replied that he was aware of that law.

Councilman Rice noted his ordinance outlawed selling something that was in violation of the law.

Councilman James told Mr. Jones that the debris in front of 18 Nairn Place would be taken care of.

Councilman Tucker said the ordinance that was passed three years ago did not say you could not have a kerosene heater, it said you can not have an unvented kerosene heater. If you have a vent on the heater you could legally use it.

A motion to consider Resolutions 7-R-cl. through 7-R-cr., which would affect the introduction of the Local Budget of the City of Newark, was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cl.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$116,782.14; INTEREST GENERAL REVENUE SHARING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cm.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$11,152,639.48; URBAN AID FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cn.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$8,500,000.00; PAYROLL TAXES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilman Carrino.

7-R-co.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$3,200,000.00; PARKING LOT RECEIPTS TAX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani.

Councilman Martinez indicated that over \$3,200,000.00 in revenue was received from the Newark Airport Parking Lot. He wanted to know what was received from the rest of the City.

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President Grant asked Chief Accountant George Fitzsimons to reply to Councilman Martinez' question.

Chief Accountant Fitzsimons replied that he would have to check on the figures.

Councilman Tucker mentioned that he tried to introduce a resolution which would direct the Municipal Comptroller to get a copy of the audit report in reference to parking in the City of Newark. He did not make that motion based on a misconception. He said the Acting Tax Collector and other persons were charged with the responsibility of collecting parking taxes and they have never seen such an audit.

Councilman Carrino wanted to know if the Finance Department had the parking lots broken down into figures.

President Grant stated that he was sure that Revenue Collections would have to show those kinds of balances.

Councilman Carrino suggested a copy of those reports be forwarded to Council.

President Grant directed the City Clerk to communicate with Finance Director Fleming Jones to request a report by parking lots of the amounts paid to the City of Newark making up the difference of approximately \$761,260. in the 1982 receipts between the total amount collected of \$3,200,000. and receipts from the Port Authority of \$2,437,840.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cp.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$3,470,577.77; PAYMENT IN LIEU.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cq.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$4,676,308.52; MUNICIPAL TAX ASSISTANCE ACT OF 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cr.
(A.S.)

RESOLUTION INTRODUCING THE LOCAL BUDGET OF THE CITY OF NEWARK FOR THE YEAR 1983 AUTHORIZING ADVERTISING AND ESTABLISHING THE HEARING DATE ON THE BUDGET AND TAX RESOLUTION AS APRIL 15, 1983, AT 11:00 A.M.

Acting City Clerk Korngut stated that the hearing on the budget and tax resolution would be held in the Council Chamber on April 15, 1983, at 11:00 A.M. He read the following:

General Appropriations for the Year 1983

Appropriations within 5% "CAPS"

Municipal Purposes is \$140,620,041.59

Appropriations Excluded from 5% "CAPS"

Municipal Purposes is \$50,009,845.45

Local District School Purposes in Municipal Budget is \$13,254,000.00

Total General Appropriations excluded from 5% "CAPS" is \$63,263,845.45

Reserve for Uncollected Taxes is \$21,290,000.00

The Total General Appropriations is \$225,173,887.04

Less: Anticipated Revenues Other Than Current Property Tax is

\$165,827,230.65

Local Tax for Municipal Purposes Including Reserve for Uncollected

Taxes is \$57,273,792.64

Addition to Local District School Tax is \$2,072,863.75

Councilman Carrino wanted to know if the \$2,072,863.75 School Tax figure was outdated.

Mr. Joseph Faccone, representing Samuel Klein and Company, External Auditors explained that the figure of \$2,072,863.75 for the School Tax was what was in the Budget for that service only.

Councilman Martinez asked Mr. Faccone what the tax rate was.

Mr. Faccone said it was \$13.06.

Councilman Martinez informed Council Members he had a letter from Mayor Gibson which quoted an inaccurate tax rate figure of \$11.32.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DELL CONTRACTORS, INC., 1 HILL STREET, PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, FOR REMOVAL OF WEEQUAHIC GRASS ISLAND (GOLDSMITH AVENUE BETWEEN MAPLE AVENUE AND CLINTON PLACE) IN ACCORDANCE WITH SPECIFICATIONS, FOR SUM OF \$4,770.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$477.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to table this resolution was made by Councilman Payne, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO GRANT AGREEMENT, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ACCEPT AND IMPLEMENT UDAG GRANT NO. 8-82-AA-34-0192, TO PARTIALLY FUND THE CONSTRUCTION OF PARKING FACILITIES OF A 320,000 SQUARE FOOT WAREHOUSE FACILITY AND FOR PURCHASE OF CAPITAL EQUIPMENT FOR TOYS-R-US.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman Tucker excused himself at this time)

7-R-c.

RESOLUTION RESCINDING RESOLUTION 7-R-cp, FEBRUARY 2, 1983, "RESOLUTION APPOINTING THOMAS L. MURRAY, A SPECIAL POLICEMAN FOR THE YEAR ENDING DECEMBER 31, 1983."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Villani.

No: Councilmen Rice, President Grant.

Not Voting: Councilman Branch.

Absent During Roll Call: Councilman Tucker.

7-R-d.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 40 OBSOLETE OFFICE MACHINES NOT NEEDED FOR PUBLIC USE; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Purchasing Agent Louis Lucarelli met with Council at their pre-meeting conference March 15, 1983)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

(Councilman Tucker returned at this time)

7-R-e.

RESOLUTION RATIFYING CONTRACT WITH GIGI KENNELS FOR PERIOD JANUARY 1, 1983 TO MARCH 16, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH GIGI KENNELS, 900 PASSAIC AVENUE, EAST NEWARK, FOR PROVISION OF ANIMAL SHELTER SERVICES, ONLY RESPONSIBLE BID, FOR PERIOD MARCH 17, 1983 TO DECEMBER 31, 1983; TOTAL AMOUNT OF CONTRACT SHALL NOT EXCEED \$60,000., BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS FOR FISCAL YEAR 1983 (DOG CONTROL REVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Health and Welfare Director Dennis Cherot met with Council at their pre-meeting conference March 15, 1983)

A motion to defer action on this resolution and invite Corporation Counsel John Teare and Health and Welfare Director Dennis Cherot to pre-meeting conference, April 5, 1983, was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT ON BEHALF OF CITY WITH LOUIS PINTO AND SON, INC., 143 RIVER ROAD, MONTVILLE, LOWEST RESPONSIBLE BID RECEIVED, FOR PROJECT KNOWN AS PRIVATE SOLID WASTE COLLECTION AND DISPOSAL OF (1, 2, 3, 4 OR 5 YEAR CONTRACT) ALL REFUSE FROM ALL HIGH RISE HOUSING AUTHORITY PROJECTS FOR 2 YEAR PERIOD, CITY RESERVES RIGHT AFTER COMPLETION OF 2ND YEAR TO AWARD CONTRACT FOR 3RD YEAR FOR SUM OF \$119,122.; EFFECTIVE DATE OF CONTRACT SHALL BE APRIL 4, 1983; FUNDS IN AMOUNT OF \$6,891.50 TO BE PROVIDED IN 1983 TEMPORARY BUDGET, REMAINDER OF FUNDS SHALL BE PROVIDED BY CITY FROM MONIES TO BE ESTABLISHED IN SERVICE CONTRACT LINE IN 1983 APPROPRIATIONS AND ANNUALLY APPROPRIATED THEREAFTER.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Alvin Zach met with Council at their pre-meeting conference, March 15, 1983)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch.

Councilman Branch felt public housing needed all the support they could receive in terms of picking up the garbage.

Councilman Rice said he recognized the need to service the people in public housing. He stressed the Housing Authority's ability to pay for the services. He said he was also concerned with the contract. If sanitation people were going in to public housing to pick up their garbage then Newark people should be doing the job, especially people that were laid off from the City.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$6,892., DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, OTHER EXPENSES, MISCELLANEOUS, SANITATION REFUSE COLLECTION CONTRACT; SAID FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Alvin Zach and Housing Authority Executive Director Milton Buck met with Council at their pre-meeting conference March 15, 1983)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.

RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT FOR JOSEPH'S URBAN RENEWAL CORPORATION (HEREAFTER APPLICANT) FOR CONSTRUCTION OF A BUILDING TO HOUSE A LAUNDRY AND CREATE FORTY FULL-TIME PERMANENT JOBS; FOR PREMISES 197-211 SPRUCE STREET A/K/A 165-177 IRVINE TURNER BOULEVARD, BLOCK 2567, LOT 56, GRANTING EXEMPTION FROM TAXATION FOR A PERIOD OF NOT MORE THAN TWENTY (20) YEARS FROM THE DATE OF EXECUTION OF THE FINANCIAL AGREEMENT, PURSUANT TO THIS RESOLUTION OR EARLIER, AT THE END OF FIFTEEN (15) YEARS OF OPERATION OF SAID PROJECT AND ONLY SO LONG AS THE CORPORATION AND ITS PROJECT ARE SUBJECT TO, AND COMPLY WITH SAID FINANCIAL AGREEMENT AND THE SAID URBAN RENEWAL CORPORATION AND ASSOCIATION LAW OF 1961.

(This resolution was returned to Municipal Council Tax Abatement Policy and Review Committee November 5, 1980)

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A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, President Grant.
 No: Councilman James.
 Not Voting: Councilmen Carrino, Villani.

7-R-i.

RESOLUTION RATIFYING CONTRACT WITH AMERICAN CITIES CORPORATION FOR PERIOD OCTOBER 18, 1982 TO MARCH 16, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH AMERICAN CITIES CORPORATION, TO PERFORM STUDY OF CENTRAL BUSINESS DISTRICT, FOR PERIOD MARCH 17, 1983 TO OCTOBER 19, 1983; AMOUNT OF FUNDS TOTALING \$120,000., FUNDS PROVIDED BY H.C.D.A. IV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 257, 259 AND 261 MT. PLEASANT AVENUE, BLOCK 443, LOTS 23 AND 25, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a) AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

RESOLUTION APPOINTING GLENN COLSON CONSTABLE FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-l.

RESOLUTION APPOINTING LLEWELYN CUMMINS CONSTABLE FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING HIS BOND AS TO SUFFICIENCY.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-m.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$9,255., ECONOMIC PLANNING GRANT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$9,255., ECONOMIC PLANNING GRANT; SAID FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$135,524.87 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, CANCELLATION OF TAXES AND CASH OVERPAYMENTS FOR YEARS 1976, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$489,744.47 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, CANCELLATION OF TAXES, SENIOR CITIZEN ALLOWANCE AND CASH OVERPAYMENTS FOR YEARS 1976, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$175,732.68 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, PAYMENTS FOR YEAR 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-r.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR RENT COLLECTION SYSTEM, DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY, PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Carrino.

7-R-s.

RESOLUTION DESIGNATING TEN (10) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, HOWARD SAVINGS BANK-NEWARK, FIDELITY UNION BANK-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, NEW JERSEY CASH MANAGEMENT FUND-TRENTON, VILLAGE BANK OF NEW JERSEY-SOUTH ORANGE, AND HUDSON CITY SAVINGS BANK-PARAMUS) AND AUTHORIZING INVESTMENT OF IDLE MONIES EFFECTIVE UNTIL DECEMBER 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend this resolution by changing extension only to April 30, 1983 instead of December 31, 1983 was made by Councilman Tucker, seconded by Councilman Branch.

President Grant noted there was an authorization for an extension for a 90 day period, January through the end of March. He said he wanted to change it.

Councilman Carrino stated the Council did not meet until April 6th and he felt there was a lot of money in those banks.

Councilman Tucker remembered in the original conversation a 30 day extension was talked about. The only problem was that if they did not get it in within the 30 days, then what was going to happen to the designated depositories.

President Grant wanted to know if anyone would be opposed to a 30 day amendment.

Councilman Tucker stated that if the 30 day extension was passed then that was an approval for the resolution. He felt another resolution should be prepared for the second meeting in April so there would not be a period of time where there would not be any authorization to deposit money.

President Grant said there was so much money being "rolled over" there should be some kind of information submitted to the Council.

Councilman Rice suggested that the Council be in receipt of whatever letter or letters which Finance Director Fleming Jones had sent out on the depositories.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION DESIGNATING TEN (10) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY, (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, HOWARD SAVINGS BANK-NEWARK, FIDELITY UNION BANK-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, NEW JERSEY CASH MANAGEMENT FUND-TRENTON, VILLAGE BANK OF NEW JERSEY-SOUTH ORANGE, AND HUDSON CITY SAVINGS BANK-PARAMUS) AND AUTHORIZING INVESTMENT OF IDLE MONIES EFFECTIVE UNTIL APRIL 30, 1983.

March 16, 1983

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Carrino.

7-R-t.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES SET FORTH IN SCHEDULE "A", AFTER RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION SUPPORTING THE EFFORTS OF THE DEPARTMENT OF RECREATION AND PARKS TO CONDUCT ITS "NINTH ANNUAL NEWARK DISTANCE CLASSIC" TO BE HELD IN CITY OF NEWARK WITH NEWARK RUTGERS UNIVERSITY GYMNASIUM AS REPORTING PLACE FOR PARTICIPANTS AND OPERATIONS ON SUNDAY, MARCH 20, 1983; FURTHER AUTHORIZING DIRECTOR OF DEPARTMENT OF RECREATION AND PARKS TO EXECUTE ON BEHALF OF CITY TO HOLD A HARMLESS AND INDEMNIFICATION AGREEMENT FOR ANY CLAIMS ARISING OUT OF THE USE OF RUTGERS GYMNASIUM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 246 JUNK VEHICLES, RECOVERED AND UNCLAIMED IN THE POLICE DEPARTMENT; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO AUSTIN SELBY, TRUCK DRIVER, DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, FOR PERIOD BEGINNING MARCH 2, 1983 AND ENDING SEPTEMBER 1, 1983. (ILLNESS - FIRST LEAVE BEGAN SEPTEMBER 1, 1982)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-x.

RESOLUTION RATIFYING CONTRACT WITH VIRTU WATER METER REPAIR SERVICE FOR PERIOD FEBRUARY 1, 1983 TO MARCH 16, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH VIRTU WATER METER REPAIR SERVICE, 570 GORGE ROAD, CLIFFSIDE PARK, FOR REPAIR AND MAINTENANCE OF WATER METERS, LOWEST RESPONSIBLE BID, FOR PERIOD MARCH 17, 1983 TO JANUARY 31, 1984; COST OF CONTRACT SHALL NOT EXCEED \$20,000., FUNDS PROVIDED IN 1983 RESERVE APPROPRIATION OF WATER ACCOUNTING AND CUSTOMER SERVICE DIVISION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to return this resolution to Administration, per their request, was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH AUTOMATIC DATA PROCESSING INC. FOR PERIOD MARCH 1, 1983 TO MARCH 16, 1983; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH AUTOMATIC DATA PROCESSING INC., 405 ROUTE 3, CLIFTON, FOR CONTRACT KNOWN AS SUMMER YOUTH EDP SYSTEMS, LOWEST RESPONSIBLE BID, FOR PERIOD MARCH 17, 1983 TO JANUARY 31, 1984; TOTAL AMOUNT OF CONTRACT SHALL NOT EXCEED \$50,085.; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

RESOLUTION RATIFYING SUBMITTAL OF GRANT APPLICATION TO NEW JERSEY OFFICE OF RECYCLING, BASED ON QUANTITY OF MATERIALS SEPARATED FROM NEWARK'S WASTE STREAM; FURTHER AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO ACCEPT GRANT OFFER ON BEHALF OF CITY FROM OFFICE OF RECYCLING FOR PURPOSE OF CONTINUING AND EXPANDING RECYCLING PROGRAMS IN NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

7-R-ba.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 30 WALNUT STREET, BLOCK 880, LOT 1, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see Pages 20 and 21 in the Minutes of this Meeting)

March 16, 1983

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO EXECUTE BARGAIN AND SALE DEEDS, SUBJECT TO THE CONDITIONS OF RESOLUTION 7-R-bp, FEBRUARY 16, 1983, APPROVED AS TO FORM BY CORPORATION COUNSEL FOR SALE OF PROPERTY AT 18 GRANT STREET, BLOCK 29, LOT 40, TO APOSTLES HOUSE, TOTALLING \$2,200., BEING HIGHEST BIDDERS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.

RESOLUTION VOIDING AUTHORIZATION TO SELL AT PUBLIC AUCTION PROPERTIES LISTED ON SCHEDULE "A", PURSUANT TO RESOLUTION 7-R-bf (A.S.) JANUARY 5, 1983. (PROPERTIES RECEIVED NO BIDS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 5 CONTRACTORS FOR DEMOLITION OF BUILDINGS; PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO PETER JUZEFYK EXCAVATION CO., INC., 428 EDGAR ROAD, ELIZABETH, FOR 43 ALDINE STREET AND 143 HILLSIDE AVENUE, \$4,811.; FLOOD CONTROL, 647 NORTH 6TH STREET, FOR 293 CLINTON PLACE AND 592 A & B SOUTH 18TH STREET, \$8,934.; T.J. HARPER DEMOLITION, INC., 257 NORTH GROVE STREET, EAST ORANGE, FOR 189 SUSSEX AVENUE, \$4,500.; A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, FOR 610 ORANGE STREET AND 270 SOUTH 12TH STREET, \$8,250.; BUJAC DEMOLITIONS, INC., 58 BURNETT STREET, WEST ORANGE, FOR 9 HARDING TERRACE, 56 JACOB STREET AND 439-441 SOUTH 10TH STREET, \$12,566.; ALL LOWEST RESPONSIBLE PROPOSALS; FUNDS PROVIDED BY CONTRACT DEMOLITION/1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$500. PAYABLE TO LAVORIA LITTLE AND MARK S. TEPPER, ESQ., HER ATTORNEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT AUGUST 8, 1981, MS. LITTLE INSTITUTED SUIT AGAINST CITY IN SUPERIOR COURT OF NEW JERSEY SEEKING DAMAGES FOR INJURIES ALLEGEDLY SUSTAINED AS RESULT OF NEGLIGENCE OF EMPLOYEES OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-bf.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO ACCEPT PAYMENT IN FULL AMOUNT OF \$1,117.24 FOR UNPAID WATER CHARGES AND \$1,851.27 FOR UNPAID DEMOLITION CHARGES FROM FIRE INSURANCE PROCEEDS FOR PREMISES 698 SOUTH 14TH STREET, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FURTHER TO DISMISS ANY FURTHER CLAIMS THERETO.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$4,700. PAYABLE TO BOOKER T. SINGLETON AND STERN AND WEISS, HIS ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON AUGUST 14, 1980, MR. SINGLETON RESIDING AT 237 SOUTH 6TH STREET, SUSTAINED INJURIES AND PROPERTY DAMAGE AS RESULT OF NEGLIGENCE BY A VEHICLE OWNED BY CITY AND OPERATED BY AN EMPLOYEE. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.

RESOLUTION RECOGNIZING AND COMMENDING WOODY SHAW, MUSICIAN FROM NEWARK, AND WELCOMING HIM TO A CONCERT AT ESSEX COUNTY COLLEGE ON MARCH 12, 1983.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.

RESOLUTION RECOGNIZING AND COMMENDING ELIAS McDUFFIE AND CLARENCE JONES OF ESSEX COUNTY COLLEGE AND BARBARA KUKLA OF THE STAR-LEDGER FOR THEIR EFFORTS IN THE CONCERT SERIES, "CELEBRATING THE ARTS IN 1983."

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.

RESOLUTION AMENDING RESOLUTION 7-R-e, DECEMBER 30, 1982, "RESOLUTION APPROPRIATING \$56,622,872. AS TEMPORARY APPROPRIATIONS PRIOR TO ADOPTION OF 1983 OPERATING BUDGET OF THE CITY OF NEWARK," BY INCREASING TEMPORARY BUDGET BY \$13,817,970.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-bk.

RESOLUTION AMENDING RESOLUTION 7-R-g, DECEMBER 30, 1982, "RESOLUTION ESTABLISHING TEMPORARY APPROPRIATIONS FOR WATER UTILITY AND DEFERRED CHARGES AND STATUTORY EXPENDITURES, WATER UTILITY - \$5,359,793.," BY INCREASING TEMPORARY BUDGET BY \$1,454,936.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-bl.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM UNCLASSIFIED OPERATIONS, OTHER EXPENSES, MEDICAL PAY BACK, POLICE - \$100,000., SALARIES AND WAGES, OTHER SALARIES AND WAGES - \$130,000., TOTALLING \$230,000. TO UNCLASSIFIED OPERATIONS, SALARIES AND WAGES, MUNICIPAL SALARY INCREASES - \$230,000.; PURSUANT TO N.J.S.A. 40A:4-59.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

7-R-bm.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," SUM OF \$26,000., NEWARK'S RECYCLING PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

7-R-bn.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$26,000., NEWARK'S RECYCLING PROGRAM; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER WITH GEOD SURVEYING AND AERIAL MAPPING CORPORATION FOR PREPARATION OF CITY WARD MAPS AT A SCALE OF 1" = 500' ON REPRODUCIBLE MYLAR, SAID MAPS WILL CONTAIN ALL ROADS, RAILROADS, STREAMS WITHIN THE CORPORATE LIMITS OF THE CITY OF NEWARK; PREPARATION OF A ROAD MAP OF THE CITY OF NEWARK AT A SCALE OF 1" = 1,000" SHOWING ALL ROADS AND RAILROADS AND ANNOTATING ALL ROADWAYS THROUGHOUT THE CITY, INCLUDING THE NEWARK INTERNATIONAL AIRPORT; ADDITIONAL COSTS FOR CHANGE ORDER WILL NOT BE REQUIRED SINCE THE COST WILL BE TAKEN FROM ORIGINAL CERTIFICATION OF AVAILABLE FUNDS THAT WAS PROVIDED IN RESOLUTION 7-R-ip, JANUARY 7, 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 16, 1983

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH GRANADA CONSTRUCTION CORPORATION, 278 FERRY STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-07, ABANDONING OF WATER SERVICES AND WATER MAINS, FOR TOTAL SUM OF \$142,875., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH SPINIELLO CONSTRUCTION COMPANY OF AIRPORT PARK, 25 AIRPORT ROAD, MORRISTOWN, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-06, MUNICIPAL WATER SERVICE INSTALLATION, FOR TOTAL SUM OF \$350,200., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table this resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH SPINIELLO CONSTRUCTION COMPANY OF AIRPORT PARK, 25 AIRPORT ROAD, MORRISTOWN, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-08, RECONDITIONING OF MUNICIPAL FIRE HYDRANTS IN PLACE, FOR TOTAL SUM OF \$98,200., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker noted that Engineering Director Alvin Zach never came to Council to ask permission for the authorization to go out and get the contract. Based on that, he felt the wording of the resolution should read "solicit and execute contract" with Spiniello Construction Company instead of "execute contract."

A motion to adopt and amend the resolution, as stated above, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

1196

7-R-bs.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR PURPOSE OF MONITORING AND PROVIDING TECHNICAL ASSISTANCE TO THE COMMUNITY PARENTS FOR AREA DEVELOPMENT, INC., FOR PERIOD MARCH 16, 1983 TO MARCH 15, 1984; MAYOR'S POLICY AND DEVELOPMENT OFFICE WILL PROVIDE N.E.D.C. \$250,000. TO BE DISBURSED TO COMMUNITY PARENTS FOR AREA DEVELOPMENT INC. AS A MATCH FOR THE REHABILITATION OF 304-358 JELLIFF AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Payne said he believed the organization had not yet acquired the building that they were interested in getting. He felt if that was true then the Council should not vote for funds for an operation that had not purchased the building.

Assistant Corporation Counsel Hugh Gallagher said he did not think there would be any problem with it. He stated the Law Department had a chance to look over the proposal when it was brought to their attention that it might be brought up at the meeting. He noted that in the contract, which was attached to the resolution, was a commitment which said there had to be a title insurance policy issued by one of the parties to the City prior to any disbursement of funds. If the Council voted on the resolution that would mean they would have to get the deed. The money would be "earmarked" and could not be spent until the property was transferred over. He added that if the property was not going to be transferred over then the money would stay within public funds.

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bt.

RESOLUTION RATIFYING EXTENSION OF GRANT AGREEMENT FROM JANUARY 1, 1983 TO MARCH 16, 1983; FURTHER AUTHORIZING EXTENSION OF GRANT AGREEMENT FROM MARCH 17, 1983 TO MARCH 31, 1983; FURTHER AMENDING RESOLUTION 7-R-ci, SEPTEMBER 30, 1982, PARAGRAPH 1, AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO ENTER INTO AGREEMENT WITH ECONOMIC DEVELOPMENT ADMINISTRATION FOR AN ECONOMIC DEVELOPMENT GRANT IN AMOUNT OF \$140,025.; FURTHER AMENDING PARAGRAPH 3, CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING A MATCHING SHARE IN IN-KIND SERVICES EQUIVALENT TO \$46,675.; NO EXPENDITURE OF MUNICIPAL FUNDS IS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR BUS TRANSPORTATION FOR RECREATION AND PARKS DEPARTMENT; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-bv.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$7,000. PAYABLE TO LES HOADLEY AND RALPH A. COLASANTI, ATTORNEY-AT-LAW, 91 MAIN STREET, WEST ORANGE, NEW JERSEY, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR BREACH OF CONTRACT AND FAILURE TO PAY AN INVOICE FOR DELIVERY OF GOODS, INVOICE DATED SEPTEMBER 1, 1982, FOR MEALS SUPPLIED TO CITY OF NEWARK PRISONERS AT NORTH AND WEST DISTRICTS; PAYMENT IS CONTINGENT UPON APPROPRIATION OF FUNDS WHEN ADOPTED, WILL BE ENCUMBERED BY LAW DEPARTMENT. (INSTITUTED SUIT IN SUPERIOR COURT, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$4,800. PAYABLE TO LOUIS QUADRALE AND HARRIS GOULD, ATTORNEY-AT-LAW, 284 LAFAYETTE STREET, NEWARK, NEW JERSEY, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR BREACH OF CONTRACT AND FAILURE TO PAY AN INVOICE FOR DELIVERY OF GOODS, INVOICE DATED SEPTEMBER 7, 1982, FOR MEALS SUPPLIED TO CITY OF NEWARK PRISONERS AT EAST DISTRICT; PAYMENT IS CONTINGENT UPON APPROPRIATION OF FUNDS WHEN ADOPTED, WILL BE ENCUMBERED BY LAW DEPARTMENT. (INSTITUTED SUIT IN DISTRICT COURT, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$750. PAYABLE TO ANTONIO CARNEIRO AND LINARES AND SERADSKY, ESQUIRES, 622 BLOOMFIELD AVENUE, BLOOMFIELD, NEW JERSEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO HIS VEHICLE WHICH WAS INVOLVED IN COLLISION WITH NEWARK POLICE VEHICLE. (INSTITUTED SUIT AGAINST CITY OF NEWARK AND OFFICER TAMBURELLO)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$3,000. PAYABLE TO KARL MAJOR, JR. AND CORNELIA MAJOR, HIS WIFE, AND THEIR ATTORNEYS, GREENBERG AND FRESE, ESQS., 301 MAIN STREET, ORANGE, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT DECEMBER 31, 1979, MR. MAJOR WAS CAUSED TO SKID ON ICE FROM LEAKING WATER MAIN AND COLLIDED WITH TREE AND PARKED VEHICLE ON SOUTH 11TH STREET. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-bz.

RESOLUTION AUTHORIZING CITY TREASURER TO REFUND TO S & A VASSALLO, 97 COLUMBIA AVENUE, NEWARK, NEW JERSEY, 07106, THE SUM OF \$69.29, NOW ON RECORD IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE DUE TO PAYMENT MADE ON AN ESTIMATED WATER CHARGE ON ACCOUNT NO. 02-081-2200-00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca.

RESOLUTION ACCEPTING AND APPLYING AGREED SETTLEMENT OF \$1,200. IN FULL SATISFACTION OF DEMOLITION LIEN AT PREMISES 417 SOUTH 8TH STREET, BLOCK 290, LOT 27, DUE TO FIRE, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FURTHER CORPORATION COUNSEL SHALL ISSUE GENERAL RELEASE FROM PERSONAL LIABILITY TO NATHANIEL AND ARLENE PATRICK FOR ANY COST INCURRED TO DEMOLISH BUILDING ON SAID PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb.

RESOLUTION REJECTING BID OF MR. AMALIO HERNANDEZ, ONLY BIDDER, FOR PREMISES 72 PARK AVENUE, BLOCK 490, LOT 1, FOR SUPERINTENDENT SERVICES. (EXCEEDED REASONABLE AMOUNT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cc.

RESOLUTION RECOGNIZING AND COMMENDING NEWARK POLICE INSPECTOR JAMES F. CRITCHLEY ON HIS APPOINTMENT AS CHIEF OF DETECTIVES IN THE ESSEX COUNTY SHERIFF'S DEPARTMENT.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd.
(A.S.)

RESOLUTION OPPOSING STATE LEGISLATION (S-1120) THAT WOULD DISTRIBUTE A NEW ALCOHOL REHABILITATION FUND ONLY THROUGH COUNTY GOVERNMENTS, AND URGING ITS AMENDMENT TO PROVIDE DIRECT AID TO MUNICIPALITIES.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-ce.
(A.S.) RESOLUTION DESIGNATING APRIL 10-16, 1983, AS "JOBS WITH PEACE WEEK" IN NEWARK, AND SUPPORTING THE NATIONWIDE CAMPAIGN TO SAVE AND EXPAND SOCIAL PROGRAMS BY CUTTING DEFENSE SPENDING.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cf.
(A.S.) RESOLUTION OPPOSING A RECENT PROPOSAL BY THE STATE BOARD OF HIGHER EDUCATION TO REDUCE STATE SUPPORT FOR EDUCATION FOR THE ELDERLY.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cg.
(A.S.) RESOLUTION SUPPORTING THE NATIONAL LEAGUE OF CITIES RECOMMENDATION TO ENACT MAJOR CHANGES TO THE REAGAN ADMINISTRATION'S PROPOSED 1984 FEDERAL BUDGET.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING DR. E. ALMA FLAGG, DISTINGUISHED EDUCATOR, FOR 40 YEARS OF OUTSTANDING SERVICE IN THE NEWARK PUBLIC SCHOOL SYSTEM.

(For action on this Resolution, see Page 16 in the Minutes of this Meeting)

7-R-ci.
(A.S.) RESOLUTION SUPPORTING FEDERAL, STATE AND LOCAL PROGRAMS TO DETECT, PREVENT AND TREAT CHILD ABUSE, AND URGING INCREASED EFFORTS TO COMBAT SEXUAL ABUSE OF CHILDREN.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cj.
(A.S.) RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF WILLIAM TEDESCO, FORMER SANITATION MANAGER OF THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

7-R-ck.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-a, DECEMBER 8, 1982, CONTRACT WITH BERGER/DRESCHER ASSOCIATES FOR DEVELOPMENT OF MUNICIPAL CONTINGENCY RESPONSE PLAN, BY AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO ENTER INTO AND EXECUTE CONTRACT ON BEHALF OF CITY WITH LOUIS BERGER AND ASSOCIATES, INC. FOR DEVELOPMENT OF MUNICIPAL CONTINGENCY RESPONSE PLAN; ALL OTHER TERMS AND CONDITIONS SHALL REMAIN IN FULL FORCE AND AFFECT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cl.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$116,782.14; INTEREST GENERAL REVENUE SHARING.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 25 in the Minutes of this Meeting)

7-R-cm.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$11,152,639.48; URBAN AID FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 25 in the Minutes of this Meeting)

7-R-cn.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$8,500,000.; PAYROLL TAXES.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 25 in the Minutes of this Meeting)

7-R-co.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$3,200,000.; PARKING LOT RECEIPTS TAX.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 25 in the Minutes of this Meeting)

March 16, 1983

7-R-cp.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$3,470,577.77;
PAYMENT IN LIEU.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 26 in the Minutes of this Meeting)

7-R-cq.
(A.S.)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE," \$4,676,308.52;
MUNICIPAL TAX ASSISTANCE ACT OF 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see Page 26 in the Minutes of this Meeting)

7-R-cr.
(A.S.)

RESOLUTION INTRODUCING THE LOCAL BUDGET OF THE CITY OF NEWARK FOR THE YEAR
1983 AND AUTHORIZING ADVERTISING AND ESTABLISHING THE HEARING DATE ON THE BUDGET
AND TAX RESOLUTION AS APRIL 15, 1983, AT 11:00 A.M.

(For action on this Resolution, see Page 26 in the Minutes of this Meeting)

7-R-cs.
(A.S.)

RESOLUTION EXPRESSING THE INTENT OF THE NEWARK MUNICIPAL COUNCIL TO HAVE
AN ACTUARIAL STUDY PERFORMED ON S-1581, A BILL IN THE NEW JERSEY STATE SENATE
WHICH WOULD INSTITUTE CHANGES TO THE NEWARK EMPLOYEES' RETIREMENT SYSTEM.

(For action on this Resolution, see page 20 in the Minutes of this Meeting)

7-R-ct.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-bx (A.S.), MARCH 2, 1983, AUTHORIZING
SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 304-358
JELLIFF AVENUE, BLOCK 2704, LOT 31, NEWARK, NEW JERSEY; BY CHANGING ADDRESS OF
AUCTION FROM 786 BROAD STREET, 12TH FLOOR TO 32 GREEN STREET, 4TH FLOOR, NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cu.
(A.S.)

RESOLUTION AUTHORIZING MAYOR TO SUBMIT APPLICATION TO SLEPA FOR GRANT IN AMOUNT OF \$4,986. FOR ADMINISTRATION AND FISCAL MONITORING OF PROJECTS CONTINUED TO BE FUNDED BY SLEPA DURING PERIOD FROM APRIL 1, 1983 TO DECEMBER 31, 1983;
APPROVAL OF RESOLUTION DOES NOT COMMIT CITY OF NEWARK TO EXPEND ANY MUNICIPAL FUNDS.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cv.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF ENGINEERING TO ACCEPT GRANT AWARD IN AMOUNT OF \$16,000. FROM NEW JERSEY OFFICE OF RECYCLING FOR PURPOSE OF CONTINUING SUPPORT FROM CITY OF NEWARK TO EXPLORE AND EXPAND RECYCLING IN NEWARK.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET ON THE DEATH OF JAMES HILL, BROTHER OF BUSINESS ADMINISTRATOR ELTON E. HILL, was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-b.

A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO CONSULT THE ENGINEERING DIRECTOR AND SET A DATE FOR THE START OF CONSTRUCTION FOR PHASE II OF THE ST. PETER'S PARK IMPROVEMENTS, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION CRITICIZING NEW JERSEY TRANSIT FOR NOT USING NEWARK BUS COMPANIES DURING THE COMMUTER RAIL STRIKE, was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION CRITICIZING NEW JERSEY TRANSIT FOR NOT CONTROLLING HAZARDOUS CONGESTION BY PARKED BUSES ON STREETS NEAR PENN STATION, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION CRITICIZING THE TREMENDOUS AMOUNT OF DEBRIS THAT HAS ACCUMULATED ON ROUTE 21 NEAR THE LITTLE LEAGUE BASEBALL FIELD (The Director of Engineering was directed by Council to dispatch, with all due haste, appropriate sanitation personnel to clean up the site), was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

March 16, 1983

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.
(A.S.)

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 14, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED." (TO ADJUST THE NUMBER OF POSITIONS AND THE SALARY RANGE OF SUPERVISING FIRE PROTECTION INSPECTOR).

(Increasing number of positions from 1 to 2; salary from 11.4% (1st step) to 10.5% (3rd step)).

(Supervising Fire Protection

Inspector (2) \$22,664.80 \$24,474.64 \$25,281.30)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and invite Hon. John Cauffield, Fire Director and Miss Brenda Veltri, Personnel Officer to the pre-meeting conference, April 5, 1983, was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR BANKER, RECEIVED FEBRUARY 15, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE TWENTY-ONE, CHAPTER FIVE, SECTION THREE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED." (TO ADJUST SEWER USER CHARGES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-g. on Page 5 in the Minutes of this Meeting)

9-b.

COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED JANUARY 21, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 4, ALCOHOLIC BEVERAGES, CHAPTER 2, LICENSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED." (TO ADJUST FEES FOR CERTAIN MUNICIPAL ALCOHOLIC BEVERAGE LICENSES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-f. on Page 5 in the Minutes of this Meeting)

March 16, 1983

1264

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The Acting City Clerk reported the following Bingo and Raffle Licenses were issued from February 22, 1983 to March 8, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels P.T.A.	8735 (Amend)
St. Martin DePorres Education Association	8736 (Amend)
Holy Name Society of Sacred Heart Church (Vailsburg)	8750

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Holy Name Society of Sacred Heart Church (Vailsburg)	8826
North Ward Center, Inc.	8846
St. John's Ukrainian Catholic Church	8847
St. John's Ukrainian Catholic Church	8848
St. Demetrios Greek Orthodox Church	8849
Newark Branch NAACP	8850
Eastern Airlines Silverliners N.J. Chapter	8851
Our Lady of Fatima Church	8852

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT

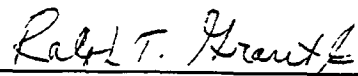
12. A motion to adjourn the meeting was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 12:15 A.M.

APPROVED:



Archie Korngut
Acting City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, March 23, 1983

1265

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:36 A.M.

City Clerk D'Ascensio called the meeting to order and asked for roll call.

Present: Councilwoman Villani, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated March 21, 1983, from Council President Ralph T. Grant, Jr., Newark Municipal Council, calling a special meeting of the Municipal Council for Wednesday, March 23, 1983, at 10:00 A.M., or as soon thereafter as Council can convene to consider the following legislation:

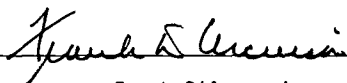
RESOLUTION APPROVING APPLICATIONS
FOR CARNIVAL LICENSES.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.'"

Councilwoman Villani stated the meeting was recessed until Wednesday, April 6, 1983, at 1:00 P.M.

This meeting adjourned at 11:37 A.M.

APPROVED:



Frank D'Ascensio
City Clerk

March 23, 1983

1

1

Newark, New Jersey, March 29, 1983

1206

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 10:00 A.M., Tuesday, March 29, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio stated on March 18, 1983, at 4:24 P.M., he received a letter from Ralph T. Grant, Jr., President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, March 29, 1983, at 10:00 A.M., to consider the following legislation:

RESOLUTION APPROVING APPLICATIONS FOR CARNIVAL LICENSES.

He added due to what appeared to be time restraints on the consideration of this resolution a second meeting was called by President Grant to consider the same resolution on March 23, 1983 rather than March 29, 1983. On March 23, 1983, this legislation was not before the Council so a motion was adopted to recess the meeting to April 6, 1983, at 1:00 P.M. Since the meeting before you was to consider the same resolution and the item had not yet been submitted for formal action a motion would be in order to recess the meeting to April 6, 1983, at 1:00 P.M.

At 11:41 A.M., the City Clerk called the meeting to order and asked for roll call.

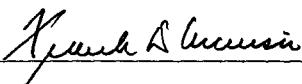
Present: Councilman Tucker, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.'"

Councilman Tucker stated the meeting was recessed until Wednesday, April 6, 1983, at 1:00 P.M.

This meeting adjourned at 11:42 P.M.

APPROVED:



Frank D'Ascensio

City Clerk

March 29, 1983 #1



Newark, New Jersey, March 29, 1983

1267

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 10:30 A.M., Tuesday, March 29, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio read letter dated March 25, 1983, from His Honor, Mayor Kenneth A. Gibson, requesting the Municipal Council be convened in special session on Tuesday, March 29, 1983, at 10:30 A.M., or as soon thereafter as practical to consider the following legislation:

Resolution authorizing the City of Newark to submit to the Housing and Urban Development Administration the Annual Community Development Block Grant Statement of Objectives.

Resolution authorizing temporary appropriation for employer contribution for certain pension funds.

Resolution authorizing the transfer of contingency funds provided in the public service category, H.C.D.A. 8th year, to specific projects as developed.

The City Clerk stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on March 25, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 11:42 A.M., City Clerk D'Ascensio called the meeting to order and called the roll.

Present: Councilman Tucker, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio announced there was a lack of quorum.

Councilman Tucker stated in view of the fact there was a lack of quorum, he respectfully requested the meeting be recessed until 3:00 P.M.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.

The names of the Members present and their action at such meeting shall be recorded in the minutes of the Clerk."

Councilman Tucker noted in view of the fact he was the only Member present, he requested the meeting be recessed until 3:00 P.M., this date in the interim we may be able to get sufficient Members of the Council present to constitute a quorum.

At 3:27 P.M., President Grant stated this was a continuation of the special meeting which was recessed until this time. In view of the fact there was a quorum present, he requested a roll call.

March 29, 1983 #2

March 29, 1983

Present: Councilmen Carrino, Martinez, Payne, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Tucker arrived at 3:30 P.M.)

(Councilman James arrived at 3:43 P.M.)

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT IN AMOUNT OF \$13,783,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, Martinez, Payne, Rice, Villani, President Grant.

(Councilman Tucker arrived at a later time in the meeting and requested to have his vote recorded in the negative and also raised his concerns as to why he was not voting for the resolution)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant.

Councilman Tucker asked the City Clerk if he had received the certification of funds.

City Clerk D'Ascensio replied in the affirmative. He said the certification was for \$100,000.

Councilman Tucker indicated the normal process for H.C.D.A. was to hold meetings with the people directly involved to find out if the general recommendations were in agreement with concerns raised by different people. He wanted to know why there was an urgency in dealing with the matter. He said he had concerns but obviously they did not matter because he arrived late for the meeting. He noted that H.C.D.A. had never been voted on before without holding a meeting first.

President Grant mentioned a letter had been forwarded to the City Clerk from Administration calling for the meeting and it was advertised in the paper that it would be held. He told Councilman Tucker that some H.C.D.A. people met with various Council Members to discuss the resolution, and those who were present voted accordingly.

Councilman Tucker said he understood that. He noted there was only one budget received from H.C.D.A. approximately ten days ago. Five days ago he mentioned another budget was received by H.C.D.A. which was different. He noted the budget which he was in receipt of right now was also different. The budget had three revisions in it.

City Clerk D'Ascensio called Councilman Tucker's attention to Paragraph Three of the resolution which stated upon receipt of the grant award in connection with the application, a resolution authorizing the acceptance of the grant and the execution of the grant agreement in accordance therewith shall be submitted to the Council for its consideration.

Councilman Tucker said he understood the process. He said he remembered asking Mayor's Office Chief of Staff Zinnerford Smith when the budget was arriving. At that time Mr. Smith said it was on its way. He said he had not had a chance to read the budget and that was why he was going to vote negatively.

Councilman Payne said his concern was with the Contingency Program. He noted that money was going to all of the wards except the South Ward. He stated that it was his fault that he was not here at the time to put money into the program for his ward.

Councilman Carrino asked Ms. Jewel Thompson, Director, Office of Planning and Grantsmanship to come up to the podium. He asked her what Community Clearance was.

Ms. Thompson replied that it was a joint project which combined the activity of the Newark Clean City Program, Love Newark, Keep It Clean Program and Property Board-Up.

Councilman Carrino mentioned the great success with Contract Demolition. He stated for the first time in 10 years there were less abandoned properties than in previous years. He noted \$570,000. was going to Contract Demolition and Team Demolition was getting \$1.2 million, Community Clearance was getting \$800,000. and that meant there was over \$2,000,000. for projects that the Council never had real confidence in.

President Grant asked Ms. Thompson to respond to the Jobs Bill which might have impact.

Ms. Thompson said the strategy was to mitigate against the low entitlement by off-setting some of the costs with the anticipated Jobs Bill money. She said she was anticipating that in 4 to 6 weeks the City would be receiving formal notification that their allocation would be increased by approximately \$4,000,000. or \$5,000,000. A portion of those dollars were going to an intensive labor-type program, which was under Title 10 in the previous recession. An additional amount of \$2,000,000. would be added to H.C.D.A. IX entitlement. She said at the present time, they were trying to deal with short-fall of some of the major projects such as Clearance.

Councilman Tucker wanted to know why the City was always appropriating money for the Housing Authority and the City never gives them the money. He asked if it was true that they were getting the money and the Council was not voting for it.

Ms. Thompson said it was not true that they were getting the money without Council voting for it. The money had to be allocated because as the Redevelopment Agency they were the City's agent for all acquisition and relocation, disposition, management of urban renewal property and also community development property. The Housing Authority was probably using other funds in-house to off-set the costs. To date, they have not given the City a budget, but they would have to because the activity was taking place.

Councilman Tucker felt the money should be stricken from the budget.

Ms. Thompson said the money was not appropriated without a complimentary scope of work. As she indicated previously, the activity was taking place and they were maintaining their Administration of those activities.

Councilman Tucker indicated for the past three years the City had not signed a contract with the Housing Authority and that appropriation came out to about \$1,000,000. a year.

Ms. Thompson noted they were spending the funds anticipating reimbursement.

Councilman Tucker felt it did not matter if the Council did vote or not because the funds would be obligated and at a later time the Housing Authority would get the money.

Ms. Thompson stated the Housing Authority would still have to present a request for the funds. As long as they keep getting the work to do, acquiring property, relocating families and businesses, operation of the Urban Renewal Program, they would receive the funds.

Councilman Tucker felt the Council should meet directly with HUD.

President Grant stated in the past 5 or 6 years the Council had not passed a resolution which would have released the dollars. Based on that, the dollars were still in the City's "coffers" gathering interest which would be reflected in obligated dollars for work that had been done.

March 29, 1983

Councilman Tucker found it difficult that the Council did not discuss any of the programs. He said he saw new programs which never existed in H.C.D.A. that were in the budget this year. He saw new figures which were being requested for H.C.D.A. IX and were different in H.C.D.A. VIII. He mentioned that there was not any explanation in program lining which would identify where the entries were coming from.

The motion was declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, Martinez, Payne, Rice, Villani, President Grant.
 No: Councilman Tucker.

7-R-b.

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$5,800,000., MANDATORY ITEMS, PENSIONS, EMPLOYERS' CONTRIBUTION-POLICE AND FIREMEN'S RETIREMENT SYSTEM; SAID FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Councilman Tucker arrived at 3:30 P.M.)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

City Clerk D'Ascensio asked Councilman Tucker if he wished to be recorded in the vote of Resolution 7-R-a.

Councilman Tucker said based on the urgency of the matter and the lateness in which he received the budget for H.C.D.A. he wished to be recorded in the negative for Resolution 7-R-a.

(See Resolution 7-R-a for roll call and discussion)

7-R-c.

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT EIGHTH YEAR FUNDS (H.C.D.A. VIII) FROM CONTINGENCY-PUBLIC SERVICES TO VARIOUS PROJECTS TOTALLING \$152,500., PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman James arrived at 3:43 P.M.)

ADJOURNMENT.

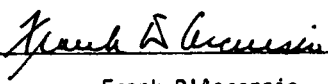
12.

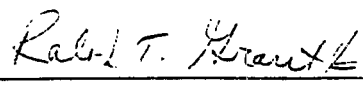
A motion to adjourn the meeting was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 3:47 P.M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Ralph T. Grant, Jr.
 President

Newark, New Jersey, April 6, 1983

1211

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:10 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Benjamin F. Johnson.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant Nicholas P. Della Valle, Sergeant-At-Arms and Mr. Glenn Grant, Assistant Corporation Counsel.

(Councilman Tucker arrived at 1:15 P.M.)

(Councilman Payne arrived at 1:20 P.M.)

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 29, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Tucker arrived at 1:15 P.M.)

A motion to consider at this time Resolution 7-R-bo was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bo.

RESOLUTION RECOGNIZING AND COMMENDING EIGHT NEWARK POLICE OFFICERS FOR THEIR HEROIC RESCUE OF THREE CHILDREN FROM A BURNING APARTMENT BUILDING.

Councilman Rice read the following resolution:

WHEREAS, while in the early morning hours of March 6, 1983, eight (8) Newark Police Officers: NOREEN BRITT, HARRY BOGER, MICHAEL THOMAS, BILLY MURRAY, BRIAN MORRIS, STEPHEN MEGNA, KEVIN GEORGE and HERBERT CHILDS, stationed at the West District Police Station were alerted to cries of children screaming for help from a window of a burning apartment building; and

WHEREAS, these Police Officers, without reservations, raced to the near-by Hayes Homes Housing Development and upon arrival experienced trouble getting in because the hallway and apartment was filled with smoke; and

WHEREAS, while being mindful that the lives of children were threatened, the officers quickly and courageously synchronized their rescue efforts by obtaining wet towels to prevent smoke inhalation, crawling on the floor to enter the apartment and forming a human chain to pass the children out to safety; and

WHEREAS, throughout the rescue mission, the officers remained calm in the face of great danger to their own lives;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby commend the eight (8) police officers for their magnificent heroism and for displaying the type of courage and valor which reflects great credit upon themselves and the uniform they so proudly wear.

BE IT FURTHER RESOLVED that copies of this resolution suitably inscribed be presented to the eight (8) police officers in commemoration of their meritorious deed.

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April 6, 1983

Councilman Rice commented that all of the Members of the Council, the City of Newark and particularly the citizens of the West Ward were aware of the tasks the officers faced on a daily basis and were proud to have them serve the City of Newark.

President Grant commended Councilman Rice for his foresight in giving recognition to persons who justly deserved it. He congratulated all of the Officers on behalf of the Council and the 331,000 citizens they serve in this City for a tremendous job well done.

President Grant, on behalf of the Municipal Council, presented each Officer with a suitably inscribed resolution.

Councilman Rice presented Captain Dickscheid of the West District with a resolution and remarked that Captain Dickscheid is one of the finest Captains and precinct commanders in the West District. Councilman Rice noted that he has observed Captain Dickscheid performing his work in the early morning hours closing down undesirable places in the West Ward and Central Ward communities. He pointed out that though the City may not have strength in numbers that are needed for the Newark Police, they salute the complement of personnel they have and extended to the Captain the appreciation of the people from the West Ward.

Councilman Branch advised that Captain Dickscheid is also his Captain and expressed how very proud the constituents of his ward were of the Captain.

(Councilman Payne arrived at 1:20 P.M.)

A motion to consider at this time Resolution 7-R-bn was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.

RESOLUTION RECOGNIZING AND COMMENDING JERRY BENNETT, PRIVATE SECURITY GUARD, FOR OUTSTANDING PERFORMANCE OF HIS DUTIES IN MUNICIPAL BUILDING AT 32 GREEN STREET ON FEBRUARY 8, 1983.

President Grant read the following resolution:

WHEREAS, Jerry Bennett of East Orange has been a private security guard for 10 years, and has been employed since January, 1983, by Master's Investigators & Detective Agency and has been assigned to the city-owned building at 32 Green Street; and

WHEREAS, on Tuesday, February 8, 1983, while on duty at 32 Green Street, Officer Jerry Bennett was summoned to the fourth floor by a city painter who had discovered a sawed-off shotgun in a canvas bag as he searched a closet for a carpenter's tool; and

WHEREAS, Officer Jerry Bennett immediately took the weapon and escorted three painter apprentices who had been working on the fourth floor to the Detective Bureau at Police Headquarters, where they were questioned by Detective Barry Colicelli and one of them was arrested for possession of a firearm, and the case has been referred to the Essex County Grand Jury; and

WHEREAS, Officer Jerry Bennett carried out this assignment in a very prompt and professional manner, reflecting great credit on his profession, and set an excellent example for all who are responsible for the protection of employees and visitors in municipal buildings throughout the City;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Jerry Bennett, private security guard, for the outstanding performance of his duties in the municipal building at 32 Green Street on February 8, 1983, and does wish him many more years of professional accomplishment.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Officer Jerry Bennett in warm appreciation of his dedicated service to the employees and citizens of Newark.

President Grant on behalf of the Municipal Council congratulated Mr. Bennett and presented to him a suitably inscribed resolution. He advised the Council that Mr. Bennett wanted to thank them for this resolution.

President Grant further noted that Mr. Richard Iacobucci, from Masters Investigation, for whom Mr. Bennett worked was present at this occasion, and President Grant advised Mr. Iacobucci that Council appreciated the fine deportment set by the men in his employ.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JANUARY 13, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD FEBRUARY 17, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD FEBRUARY 17, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD FEBRUARY 17, 1983.

A motion that the Copy of Minutes be received was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-e. The City Clerk presented BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF JULY 31, 1982, SUBMITTED BY FINANCE DIRECTOR JONES.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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- 4-f. The City Clerk presented BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF SEPTEMBER 30, 1982, SUBMITTED BY FINANCE DIRECTOR JONES.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 4-g The City Clerk presented BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF OCTOBER 31, 1982, SUBMITTED BY FINANCE DIRECTOR JONES.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 4-h. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JANUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 4-i. The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF FEBRUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 4-j. The City Clerk presented REPORT OF DIVISION OF ALCOHOLIC BEVERAGE CONTROL, FOR THE MONTHS OF JANUARY AND FEBRUARY, 1983.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 4-k. The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT R-58, FOR THE MONTHS OF JANUARY AND FEBRUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-l. The City Clerk presented 1982 ANNUAL REPORT OF DEPARTMENT OF ENGINEERING.

A motion that the Report be received and placed on file was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-m. The City Clerk presented 1982 ANNUAL REPORT OF DIVISION OF CENTRAL PURCHASE, DEPARTMENT OF ADMINISTRATION.
 (Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-n. The City Clerk presented 1982 ANNUAL REPORT OF DIVISION OF HEALTH, DEPARTMENT OF HEALTH AND WELFARE.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Rice and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-o. The City Clerk presented 1981-1982 ANNUAL REPORT OF NEIGHBORHOOD CONSUMER SERVICES.

A motion that the Report be received and placed on file was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-p. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF FEBRUARY, 1983.

A motion ratifying action of the Business Administrator and Purchasing Agent subject to the passage of resolutions for the following contracts: Dente Bros., Inc., towing West District, C & J Towing, towing North District and Taggart Towing, towing South District, was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-q. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF FEBRUARY, 1983.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-r. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD FEBRUARY 23, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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- 4-s. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD FEBRUARY 23, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 4-t. The City Clerk presented COPY OF MINUTES OF SPECIAL MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD MARCH 14, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first Reading.

- 6-F-a. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-Z, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON UNION STREET.
(Union Street, West side, beginning 110 feet north of the northerly curbline of Ferry Street and extending 196 feet northerly therefrom, from 8:00 A. M. to 6:00 P. M., except Sundays)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 20, 1983.

- 6-F-b. The City Clerk read AN ORDINANCE TO AMEND TITLE 4, ALCOHOLIC BEVERAGES, CHAPTER 2, LICENSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966), AS AMENDED AND SUPPLEMENTED. (TO ADJUST FEES FOR CERTAIN MUNICIPAL ALCOHOLIC BEVERAGE LICENSES)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject this ordinance was made by President Grant, seconded by Councilman Tucker.

Councilman Tucker stated after due consideration of some of the concerns raised by the Licensed Beverage Association of the City of Newark in a letter received from them in which they indicated that if Council considered raising the license fees the net result would be that instead of being one raise, it would in effect be two. They noted the Association estimated that the cost of actual garbage collection, that this Council approved of no longer picking up garbage at licensed liquor authorities, would be approximately \$600. per year, so that if Council approved the increase currently before them, it would automatically mean that the individual licensed beverage facility would be raised to approximately \$800. per year not \$200. that the Council had originally considered.

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The motion was declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

At a later time in the meeting a motion to consider Item 8-t on Ordinances
 on First Reading was made by President Grant, seconded by Councilman Branch and
 declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

6-F-c.

The City Clerk read AN ORDINANCE APPROVING THE SALE OF 13 CITY-OWNED PROPERTIES
 LISTED BELOW TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY PURSUANT
 TO N.J.S.A. 40A:12-13 (b) (1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant,
 seconded by Councilman Branch.

President Grant commented that Reverend B. F. Johnson, the Minister who
 offered the invocation at this meeting has been pastoring in this City for
 40 years and in other areas for almost a like number of years. He noted
 Reverend Johnson is now in the process of trying to construct a new edifice
 and Council certainly feels that it is past due for the Metropolitan Baptist
 Church to be considered at this time. He requested his colleagues for a
 unanimous vote in this matter.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance
 is declared adopted on first reading and the City Clerk is hereby authorized and
 directed to advertise said ordinance and give public notice of its introduction
 and passage on first reading as provided by law. This ordinance will come up for
 a public hearing and be considered for further action on April 20, 1983.

At a later time in the meeting a motion to consider Item 8-r on Ordinances
 on First Reading was made by Councilman Carrino, seconded by Councilman Tucker and
 declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
 President Grant.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 27:1-1(c) OF TITLE 27, ZONING
 AND SECTIONS 5:1-1 AND 5:2-11(d) OF TITLE 5, AMUSEMENTS AND AMUSEMENT BUSINESSES
 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) AS AMENDED AND
 SUPPLEMENTED TO AMEND THE DEFINITION OF "ARCADE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino,
 seconded by Councilman Tucker and declared adopted by President Grant by the
 following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani,
 President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight and the noes are none and one not voting.
 This ordinance is declared adopted on first reading and the City Clerk is hereby
 authorized and directed to advertise said ordinance and give public notice of its
 introduction and passage on first reading as provided by law. This ordinance will
 come up for a public hearing and be considered for further action on April 20, 1983.

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage:

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON LINCOLN AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Lincoln Avenue:
West side, beginning at the northerly curblane extension of Arlington Avenue and extending 200 feet northerly therefrom.

East Side: Beginning at the northerly curblane extension of Arlington Avenue and extending 260 feet northerly therefrom.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON BACKUS STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

April 6, 1983

1219

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the revised ordinances of the City of Newark, New Jersey, 1955, as amended and supplemented, be amended by adding thereto the following:

Backus Street:
North side, between Avenue I and Gotthart Street.

South side; Between Avenue I and Wheeler Point Road.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, SENIOR CLERK TYPIST, WATER METER REPAIRER, WATER METER REPAIRER, FOREMAN AND SUPERVISOR OF WATER METER REPAIRS IN THE DEPARTMENT OF FINANCE, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 2 of an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977 as amended and supplemented be amended to create the following titles and salary ranges in the Division of Water Accounting and Customer Service, as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Clerk Typist 101373 (35 Hrs.)	1/1/83 1/1/84	\$ 9,533.80 10,010.49	\$ 11,590.03 12,169.53
Supervisor of Water Meter Repairs 121215 (40 Hrs.)	1/1/83 1/1/84	\$ 13,459.71 14,132.70	\$ 16,359.17 17,177.12
Water Meter Repairer, Foreman 121210 (40 Hrs.)	1/1/83 1/1/84	\$ 13,459.71 14,132.70	\$ 16,359.17 17,177.12

SECTION 2. That Section 2 of the aforementioned ordinance be further amended to create the following titles, title codes and hourly rates, as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR PER HOUR</u>	<u>2ND YEAR PER HOUR</u>	<u>3RD YEAR PER HOUR</u>
Laborer 121803 (40 Hrs.)	1/1/83	\$ 5.02	\$ 5.41	\$ 5.90
Water Meter Repairer 121822 (40 Hrs.)	1/1/83	\$ 5.80	\$ 6.20	\$ 6.72

Section 3. That the hereinabove established titles, salaries ranges and hourly rates shall become effective as of April 11, 1983.

Section 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries, therefor, which are inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

April 6, 1983

1221

AN ORDINANCE AUTHORIZING THE CITY OF NEWARK TO EXCHANGE THE PREMISES COMMONLY KNOWN AS 310-314 HAWTHORNE AVENUE, BLOCK 3612, LOT 1, OWNED BY THE CITY OF NEWARK AND THE PREMISES COMMONLY KNOWN AS 192-194 SPRINGFIELD AVENUE, BLOCK 236, LOTS 39, 41, AND 50 OWNED BY THE HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST INC.; PURSUANT TO N.J.S.A. 40A:12-16.

WHEREAS, the HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST, INC., is the owner of premises commonly known as 192-194 Springfield Avenue, Block 236, Lots 39, 41 & 50 has filed suit in the United States Federal District Court against the CITY OF NEWARK (Civil No. 82-284-CSF); and

WHEREAS, the Corporation Counsel after study of the factual and legal principles applicable thereto, deems it in the best interest of the CITY OF NEWARK to amicably adjust said matter by paying to HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST, INC., and their attorney, McCarter & English, Esqs., the sum of Five Thousand (\$5,000) Dollars together with the exchange of 192-194 Springfield Avenue, Block 236, Lots 39, 41 & 50 for the City owned premises at 310-314 Hawthorne Avenue; Block 3612, Lot 1 in full settlement of said case; and

WHEREAS, the CITY OF NEWARK has determined that the premises commonly known as 310-314 Hawthorne Avenue, Block 3612, Lot 1 on the Official Tax Maps and Tax Duplicate (year 1982) of the City owned by the City is no longer needed for a public purpose; and

WHEREAS, the HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST, INC., is the owner of the premises commonly known as 192-194 Springfield Avenue, Block 236, Lots 39, 41 & 50 has agreed to exchange said lands with the CITY OF NEWARK in return for the premises commonly known as 310-314 Hawthorne Avenue, Block 3612, Lot 1 as part of the settlement of the abovementioned case.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The exchange of the aforementioned properties between HOLY GHOST TABERNACLE CHURCH OF GOD IN CHRIST, INC., and the CITY OF NEWARK is hereby approved.

2. The Director of Finance be and he is hereby authorized to execute any and all deeds and other documents necessary to effectuate the said exchange of property interest, said documents to be approved as to form by the Corporation Counsel and to be attested and acknowledged by the City Clerk.

3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the state of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE TWENTY-ONE, CHAPTER FIVE, SECTION THREE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED. (TO ADJUST SEWER USER FEES)

BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title Twenty-One, Chapter Five, Section Three of the Revised Ordinance of the City of Newark, New Jersey, 1966, be amended in its entirety to read as follows:

I. Large Scale Residential, Industrial, Commercial, Tax Abated and Tax Exempt Users

All large scale residential, industrial, commercial, tax abated and tax exempt users of municipal wastewater facilities shall be billed for such use on two bases. For purposes of this ordinance, such users shall be defined as all users identified as such by the regional sewer authority pursuant to the regulations of the United States Environmental Protection Agency, 35.929-1(b)(4).

a) Twice a year, each such user shall be billed for its share of the operating and maintenance costs borne by the regional sewer authority in the treatment of wastewater. These billings shall be based on a method of calculation approved by the United States Environmental Protection Agency which shall at a minimum reflect the volume of waste and the strength of that waste as measured by the parameters of biochemical oxygen demand (BOD) and suspended solids (SS) per unit volume. Calculation of the amount to be billed shall be done by the regional sewer authority, who shall present the bills to the City of Newark for distribution and collection of payments.

Bills payable pursuant to this subsection shall be presented to the affected users on January 15th and July 15th of each year, or as soon as is practicable thereafter. Such bills shall be due and payable upon presentation.

b) In addition to such bills as payable pursuant to subsection I-a of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of wastewater.

1. As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed at a rate of \$8.60 per 1,000 cubic feet of water supplied by the City.

2. As an alternative to (1), any such property owner may install metering equipment on his premises to measure the actual flow of sewage into public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be \$8.60 per metered 1,000 cubic feet of sewage.

April 6, 1983

3. Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be \$8.60 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City.

4. In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

5. In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than \$17.20 per quarter.

II. All Other Sewer System Users

All other users of municipal wastewater facilities, with the exclusion of publicly owned facilities utilized for the performance of the functions of either the municipal government of the City of Newark or of the Newark School District, shall be billed for their usage based on the following.

a) Users of municipal wastewater facilities shall be billed \$11.50 per 1,000 cubic feet of water supplied by the City.

b) As an alternative to (a), any property owner may install metering equipment on his premises to measure the actual flow of sewage into the public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The user charge for property owners who elect direct actual metering shall be \$11.50 per metered 1,000 cubic feet of sewage.

c) Property owners who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The user charge for these properties shall be \$11.50 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City.

d) In the event that a property owner shall prove to be satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

April 6, 1983

e) In no event shall any property owner utilizing municipally controlled sewers pay a user charge of less than \$23.00 per quarter.

Section 2. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect as of April 1, 1983, after final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and reject the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

No: President Grant.

ORDINANCES FOR RECONSIDERATION.

6-S & F-f.

The City Clerk read AN ORDINANCE TO AMEND TITLE 2, CHAPTER 6, SECTION 9, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (PROVIDING FOR THE EMPLOYMENT OF SPECIAL COUNSEL).

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor March 22, 1983)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance to amend Title 2, Chapter 6, Section 9, of the Revised Ordinances of the City of Newark, New Jersey. (Providing for the employment of Special Counsel).'"

The City Clerk read the following veto message from Mayor Gibson:



KENNETH A. GIBSON

MAYOR
NEWARK, NEW JERSEY
07102

March 21, 1983

Newark Municipal Council
City Hall
920 Broad Street
Newark, New Jersey 07102

Attn: Frank D'Ascensio
City Clerk

April 6, 1983

1225

Re: Veto of Ordinance 6S+FH031693
Employment of Special Counsel

Gentlemen:

I have reviewed the proposed amendment to Newark R.C. 2:6-9, attached hereto and conclude that I am unable to support the passage of this ordinance. The passage of this ordinance would result in a reduction of my ability to serve as the City's chief executive officer as it is my opinion that this legislation would severely restrict and reduce the executive prerogatives inherent in the Office of Mayor. Furthermore, I have also conferred with the Corporation Counsel, who advised me that by a memorandum dated March 2, 1983 he apprised the Municipal Council that the proposed ordinance was illegal and unconstitutional on several grounds (attached hereto please find a copy of his opinion).

Therefore, based upon the abovementioned reasons I am vetoing the proposed ordinance.

Very truly yours,

Kenneth A. Gibson
Mayor

KAG:pg

A motion to override the Mayor's veto of this ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

HEARINGS OF CITIZENS.

6-HC-a.

MR. JAMES A. BLAIR, 100 CHADWICK AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the possibility of reconsidering the ordinances dealing with the provision of a door person and security guard for multiple dwellings with 75 or more families. He noted the State ordinance reads that a door person and an armed security guard should be maintained on premises at certain hours. He said due to the geographic location in which they are situated, the social economic problems they are having, they find the new owners of 100 Chadwick Avenue and 244 Chadwick Avenues have, in some way, circumvented this and have not provided security guards. As a result of this there has been muggings, vandalism and drug problems. He noted that he has written the owner, sent him a copy of the City ordinance and has spoken to him on numerous occasions and he has done nothing. Mr. Blair commented that if the ordinance were more specific the owner would not be able to get around not providing security.

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President Grant stated they would research this matter and would invite Mr. Blair to come to a Special Conference and address the entire Council and if the Council in its wisdom finds Mr. Blair's suggestion in the best interest, they would be happy to consider it.

Councilman Payne said the security at 100 and 244 Chadwick Avenue was adequate while it was under the auspices of HUD but since the new owners from Pennsylvania came there have been a number of problems. He said he has attended several meetings and tried to work out some of these problems. He commented the City has an ordinance that says "either/or" and there has been some concern about the ordinance not being enforced primarily because the cost in most instances may be pushed on to the residents. When you talk about armed guards and doorman we are talking about a lot of hours. At one meeting they talked about modified hours. He said he would like to have this monitored so the question of the cost could be looked at carefully.

Councilman Tucker said this was a matter of clarity. He noted the Council approximately 4 months ago amended the ordinance referred to and that amendment made it either an armed guard or a doorman so that the owner of the property could either go for a doorman or an armed guard. The owner did not have to deal with both. Subsequent to the Council's action or at the same time they were considering this action, the State law amended their statute which supercedes any Council ordinance. He stated the State Statute requires the two, not municipal ordinance, and even if we as a Council were amenable to go back to requiring an armed guard and a doorman, it would not make any difference. The State Law supercedes any municipal ordinance. He noted all they could do is if they wanted the State Statute changed is adopt a resolution urging that our State Legislators change the State Statute, but they cannot by any vote of this Council change State Statute.

6-HC-b.

MS. MARTHA BLACKWELL, 100 CHADWICK AVENUE, APT. 5-M, NEWARK, NEW JERSEY, addressed the Municipal Council with reference to the conditions in this building. She noted that Mr. Elijah has two young college boys who do not do anything. She opined that Mr. Elijah should at least meet with the tenants so that these problems could be resolved. Ms. Blackwell noted that the owner of the building lives in Pennsylvania.

Councilman Martinez commented that there is security on the premises but they are not qualified and competent and if there were qualified and competent people it would solve some of the problems they are experiencing. Councilman Martinez queried if it would be possible at the April 12, 1983 special conference to invite Mr. Blair and Ms. Blackwell and also the owner so perhaps the owner can be convinced to hire qualified personnel at no additional cost to the tenants.

President Grant suggested that the Director of Consumer Services and a representative from the Business Administrator's Office be invited.

Councilman Payne indicated this building was under Hud auspices until 5 months ago when it was probably sold at a give away cost. He noted that as soon as the new owner took over services were immediately reduced. He pointed out that when this building was under Hud they had excellent services. He commented that there should be some stipulation with Hud and the Federal Government that when a building is purchased from them there should be some period where these new owners are requested to maintain the services as they are. In this instance in three weeks after the new owners took over, they just ended services. The maintenance was poor, the security was gone. He commented these people from out of State, buy property in Newark, bleed the tenants, take everything out and have no concerns. He stressed there should be a meeting with Regional Hud Officials at some point to find out their procedures and what kind of procedures they have to monitor the buildings they sell and perhaps they should be reclaimed if there is abuse.

President Grant directed the City Clerk to invite Mr. Blair, Ms. Blackwell, representatives of the Business Administrator's Office, Director of Consumer Affairs and the owner of 100 Chadwick Avenue to the special conference of April 12, 1983 and if in the future Hud Officials should be brought in they will be alerted to that meeting.

Councilman Martinez suggested that Health and Welfare Director Cherot also be invited to this meeting.

April 6, 1983

6-HC-c. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to an elected school board.

A motion to permit Mrs. Anne Stewart and Mr. Frank Hurtz under Hearings of Citizens was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

6-HC-d. MRS. ANNE STEWART, MEMBER OF THE WEST SIDE PARENT TEACHERS ASSOCIATION, addressed the Municipal Council with respect to naming the new gym at West Side High School after Dr. E. Wyman Garrett who has worked hard and diligently in helping them get the cafeteria, library and gym. Mrs. Stewart requested the help of Council in this matter. She noted they have 15,000 petitions.

President Grant stated he did not think there was any person on this Council who did not know Dr. Garrett and the kind of contributions he has made to the City of Newark. He noted that in their individual ways they would be notifying Members of the Board of Education along with Dr. Garrett and other responsible persons as to their individual choice. He pointed out that the Board of Education was considering naming the new gymnasium at West Side High School and the name of Dr. E. Wyman Garrett was being proposed as a frontrunner. He also noted there are other names under consideration.

6-HC-e. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, thanked the Municipal Council for extending him the opportunity of addressing Council with respect to a matter he felt was an emergency. He noted the public budget hearing was scheduled for April 15, 1983 at 11:00 A.M. He questioned if it was possible for this hearing to be rescheduled until 7:30 or 8:00 P.M. He commented that many citizens work and they would like the opportunity to participate in this democratic process. He queried if it would be possible for Council to make a decision to extend the time of this hearing.

President Grant said it is proper to pose the question. He pointed out that when the date was suggested and he is going by some of the inquiries he has received and he has kept an accurate accounting of persons who have called in, 137 have called in for a day meeting and 9 have actually called in for a night meeting. He noted that the majority of persons who have called in for the day meeting have been senior citizens. He said it appears to him there is an overwhelming request for a day meeting as opposed to an evening meeting.

Councilman Rice noted that the process to make that change in the time frame they have it is not feasible to do that and he can respect what President Grant said about the Senior Citizens but he thinks there are many other folks that recognize the situation that we enter into the budget, I think that the numbers of individuals coming forth requesting a night meeting would be much larger than those coming forth requesting a day meeting. He said many of the people are not aware of the fact that the public hearing, even though it was publicized, will be the day time, because he has had expressions to his office and at meetings to have a night meeting also in reference to the public hearing. He said he has been told that the process would not allow them to go out and advertise and the procedures this Council would have had to take to make it a reality could not be done in "the limits of the law to the April 15th date."

Councilman Payne stated this is something that could be looked at for the future in order to properly obey the law as passed. He said they should get a true sounding of what would be most conducive to the majority and that should be the meeting that should be held. He added he would like to see if there could be a process during the time since it is a mute issue for 1983 that it be most accommodating to the majority of people in the City.

Mr. Hurtz requested to know the procedure for addressing the Council at the Budget Hearing.

President Grant said there is no requirement to register prior to the meeting.

Mr. Hurtz advised that Coalition Six will be out and he hoped there would be other segments of the community present.

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Councilman Martinez said he appreciated Mr. Hurtz's interest. He added he has been on the Council for 9 years and in the 9 years of budget hearings, there has only been one person, Mr. D. J. Henderson, who has come every year. The only person out of 330,000 people in the City of Newark that comes for budget hearings and it is now refreshing to see that there are other people who are interested in the budget because it reflects your tax basis and the expenditures of your dollars.

Councilman Tucker said that he sends out a minimum of 3,000 budget piecharts indicating the meeting and he agreed that most people may talk about the issue of the budget but do not come to the budget hearings. He noted that he did not have any problem with night meetings for the budget hearings but they have already notified people that the day meeting will take place. He noted that if a night meeting was set up he would guarantee they would have 100 times the number of people participating than they have at a day meeting. He said they may all be interested in government but whether or not they are interested to the degree of taking off and losing a day's pay is the real question, they are not going to do that. He opined that in September when they are in the process of setting up the budget, this question should be addressed.

Councilman Branch said it is important to come and participate in the budget hearing because it is the document they have to be governed by in terms of the amount of money they spend for running the City. He said he does not know what it takes to get the people out. He noted they have done everything they possibly could to get people to meet and it seems the only time they come is when there is a special interest to that particular person. He stressed if Mr. Hurtz had a mechanism to get the people out, day meeting or night, he would be available to help him.

A motion to consider Resolution 7-R-br (A.S.) at this time was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-e, APRIL 7, 1982, COMMUNITY DEVELOPMENT BLOCK GRANT IN AMOUNT OF \$13,468,000.; \$2,000,000. OF UNOBLIGATED FUNDS FROM PREVIOUS PROGRAM YEARS TO BE INCLUDED IN EIGHTH YEAR PROGRAM, TOTALLING \$15,648,000., BY REDUCING AMOUNT BY \$642,203. WHICH HAS BEEN CITED FOR DISALLOWED COST BRINGING ENTITLEMENT FOR EIGHTH YEAR TO \$14,825,797.00.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker advised there should be discussion on this resolution. He noted at the pre-meeting conference the amount of \$642,203. is being deducted from Hud-CDA Grant. He had requested Mr. Zinnerford Smith and the representatives of M.P.D.O. to submit documentation as to where this disallowed cost was coming from. He had also raised questions in regard to other disallowed costs that they as a Council had voted taxpayers' monies on to pay. He noted that information was to be delivered to each Councilman on Tuesday. He advised Mr. Smith had indicated it was there on Tuesday but Council did not receive it. His concern is that Mr. Ron Jean, Mr. Zinnerford Smith and Ms. Jewel Thompson publicly discuss this matter. He stated that it appeared to him that someone was trying to circumvent the Council process by not giving the Council information but asking them to appropriate \$642,203. based on somebody's inept action on the HUD-CDA program which decreases the amount of the grant.

(Mr. Ronald Jean, Interim Executive Director, Mayor's Policy and Development Office, Ms. Jewel Thompson, Executive Director, Office of Planning and Grantsmanship, and Mr. Zinnerford Smith, Aide to the Mayor arrived at this time)

Councilman Tucker stated there is a late starter resolution basically changing the budget figures of HUD-HCDA VIII which is the year they are currently in which ends April 30th. He stated the resolution in effect basically calls for changing of the amount of money based on expenditures that HUD has found to be disallowed. He said it would be better to have the representative of HUD-HCDA explain what this is. He said his concerns by meeting with them have for the most part been resolved but the net result is that the Council should look at what they are in effect doing. He said there seems to be an urgency of approving this resolution and he believed they should be allowed an opportunity to explain it.

Mr. Ronald Jean, Interim Executive Director, Mayor's Policy and Development Office stated that what transpired in three years starting with HUD-HCDA I, II, III, '75, '76 and '77, as a result of audits performed by our Internal Audit, there were a series of question costs that finally responses were gathered and provided to HUD, the net result being cost sustained or findings sustained and HUD in its own wisdom determined that they should reduce the most recent entitlement by those amounts of money, that being \$587,743. and during the period of responding there was interest accrued to the tune of \$54,000. to combine being the grant was reduced and the Council had previously authorized those appropriations and now this is really a de-authorization of those appropriations. So basically we had to make a determination as to where that de-authorization was to take place and the areas have been put forward to Council on the basis of 80-20 being 80% Administration being reduced and 80% on the program side. At this time the only activity that is not under a firm contract or working process is this particular activity which has been on hold since 1981 so at this time we made a determination that that was the place in which a reduction or a de-authorization of appropriation could be made.

Councilman Tucker stated that the de-authorization or reduction in effect is really coming out of HUD-HCDA appropriation for the Housing Authority for HUD-HCDA Year III. In other words it is not any additional programs.

Mr. Jean replied that that was accurate.

Councilman Tucker said most of these are small. He said he did not understand where it says Newark Housing Authority expenditures not adequately supported - \$63,000., then we have Gladys Dickinson Health Center no cost allocation plan - \$113,000., Project WE no programmatic reports available for review - \$55,000. in indirect costs, City Overcharge Grant - \$324,000. His concern is they are large enough that they receive an explanation on it.

Mr. Jean stated that they attempted to in a very, very concise manner, give them a very brief description, but, in N.H.R.A. expenditures not adequately supported, what occurred as a result of the audit, the auditor found that the documentation to support that reimbursement which exceeded, in fact the reimbursement was probably about \$2.9 million. There is \$63,000. which the auditor felt was not adequately supported and the onus to support those amounts of monies were with the City and the Housing Authority. They could not get the necessary or satisfactory information to support that from the Housing Authority thereby HUD continued to question it and then subsequently disallowed it.

Mr. Jean continued that the Gladys E. Dickinson Health Center, the auditor here again identified areas where certain costs have to be supported via a scientific plan to distribute certain costs. The plan was not previously approved by HUD although it was reasonable, equitable and all of the good things, it was not previously supported, nor was it previously tested being audited. HUD again questioned it. Right now they are in the throes of them reviewing some more recent years in which they feel the documentation to support the plan which they have been working with, St. Michael's, is adequate to support it. However, at this time they chose to make the reduction until such time as they can satisfactorily support to them those areas where again there is a scientific plan as required and that has been done and again it is under review by HUD.

Mr. Jean said with reference to Project WE what occurred at the time of the audit there were individual audits and the auditor requested monthly reports. All the reports were not available for odd number of reasons. They later gathered the reports and forwarded them to HUD and they decided that they felt it was too late and they would make the reduction irrespective of their submission so they had no alternative in this case. They did provide it but here they had a function of time that was working against them.

Mr. Jean further noted that with the \$324,000 Indirect Cost - what occurred back in 1976, to the best of his recollection, there was about \$600,000. appropriated to go into the City coffers for City support, servicing departments supporting the program. As result of having the final plan, indirect cost plan here again which is supposed to be scientifically developed which distributes certain servicing costs did not yield the full amount of appropriation and funds which had been disbursed to the City, so HUD reviewed the plan, approved the plan and found that it was far short of what had been appropriated and had been transferred to the City. So these dollars have been transferred to the City coffers and used in the appropriate fashion, however, again the plan that was approved submitted by the City did not support the full amount of the disbursement to the

City. He stated with reference to Multi-phasic that was an area where contracts - there were purchases of goods or service from a sole source which at the time the Administrator felt that the sole source was the best source to go to, however they required some other requirements, those requirements being bidding and here again, this was after the fact, so we are left with this.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilmen Carrino, Martinez.

RESOLUTIONS AND MOTIONS

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO GRANT AGREEMENT, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND TO ACCEPT AND IMPLEMENT UDAG GRANT NO. B-82-AA-34-0192, TO PARTIALLY FUND THE CONSTRUCTION OF PARKING FACILITIES OF A 320,000 SQUARE FOOT WAREHOUSE FACILITY AND FOR THE PURCHASE OF CAPITAL EQUIPMENT FOR TOYS-R-US.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to return this resolution to Administration per their request was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b. RESOLUTION RATIFYING CONTRACT WITH GI GI KENNELS FOR PERIOD JANUARY 1, 1983 TO APRIL 6, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH GI GI KENNELS, 900 PASSAIC AVENUE, EAST NEWARK, FOR PROVISION OF ANIMAL SHELTER SERVICES, ONLY RESPONSIBLE BID, FOR PERIOD APRIL 7, 1983 TO DECEMBER 31, 1983; TOTAL AMOUNT OF CONTRACT SHALL NOT EXCEED \$60,000., BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS FOR FISCAL YEAR 1983 (DOG CONTROL REVENUE)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to return this resolution to Administration was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-bx (A.S.) at this time was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx. RESOLUTION ACCEPTING BID OF COMMUNITY PARENTS FOR AREA DEVELOPMENT FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 2704, LOT 31, 304-358 JELLIFF AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), IN THE SUM OF \$3,000., BASED UPON RESOLUTION 7-R-bx (A.S.) MARCH 2, 1983.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-c. RESOLUTION RATIFYING CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT, FOR PERIOD MARCH 16, 1983 TO APRIL 6, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR PURPOSE OF MONITORING AND PROVIDING TECHNICAL ASSISTANCE TO THE COMMUNITY PARENTS FOR AREA DEVELOPMENT INC., FOR PERIOD APRIL 7, 1983 TO MARCH 15, 1984; MAYOR'S POLICY AND DEVELOPMENT OFFICE WILL PROVIDE N.E.D.C. \$250,000. TO BE DISBURSED TO COMMUNITY PARENTS FOR AREA DEVELOPMENT INC. AS A MATCH FOR THE REHABILITATION OF 304-358 JELLIFF AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-d. RESOLUTION APPOINTING BERTRAM BOROK, CONSTABLE FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING HIS BOND AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e. RESOLUTION REAPPOINTING VINCENT GALLUCCI, ALTERNATE 2, MEMBER OF THE BOARD OF ADJUSTMENT FOR A TERM COMMENCING APRIL 1, 1983 AND EXPIRING MARCH 31, 1985.

(Mr. Gallucci met with the Council April 5, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO FILE APPLICATION, ENTER INTO AGREEMENT WITH STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, TO ACCEPT ALL FUNDS GENERATED FROM SUCH APPLICATION; \$500,000. FOR RAZING VACANT BUILDINGS IN THE CITY OF NEWARK. (CONTRACT DEMOLITION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET "MISCELLANEOUS REVENUE", CONTRACT DEMOLITION, SUM OF \$500,000. FUNDED BY NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h. TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$500,000., CONTRACT DEMOLITION; SAID FUNDS SHALL BE PROVIDED IN 1983 CITY OF NEWARK BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-i. RESOLUTION RECOGNIZING AND COMMENDING JOSEPH A. PRICE OF THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR HIS EXCELLENT COOPERATION WITH THE CITY OF NEWARK.

A motion to adopt the resolution was made by Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j. RESOLUTION DECLARING THAT AN EMERGENCY EXISTS TO "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LABORER, SENIOR CLERK TYPIST, WATER METER REPAIRER, WATER METER REPAIRER, FOREMAN AND SUPERVISOR OF WATER METER REPAIRS IN THE DEPARTMENT OF FINANCE, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE)," THAT ORDINANCE 6-Ph, S & F-c, APRIL 6, 1983 BECOMES EFFECTIVE UPON FINAL PASSAGE AND APPROVAL BY THE MAYOR.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k. RESOLUTION APPOINTING BERNARD MILES, CONSTABLE FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING HIS BOND AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-l. RESOLUTION RATIFYING CONTRACT WITH STATE OF NEW JERSEY, DEPARTMENT OF HEALTH THROUGH PUBLIC HEALTH PRIORITY FUNDING FOR PERIOD JANUARY 1, 1983 TO APRIL 6, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, THROUGH PUBLIC HEALTH PRIORITY FUNDING, FOR IMPLEMENTATION OF HEALTH EDUCATION PROGRAM, PROMOTE AND PROVIDE IMMUNIZATION, PROVIDE HEALTH SUPERVISION FOR INFANTS AND PRE-SCHOOL CHILDREN, CONTROL OF COMMUNICABLE DISEASES, HEALTH SERVICES FOR SCHOOL AGE CHILDREN, CONTROL OF TUBERCULOSIS SERVICES, CONTROL OF VENEREAL DISEASE, CONTROL OF LEAD POISONING IN CHILDREN AND CHRONIC ILLNESS SERVICES FOR PERIOD APRIL 7, 1983 TO JUNE 30, 1983; \$82,318. GRANT AWARD FROM STATE; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS BY CITY NOR ANY IN-KIND MATCH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m. RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH, FOR PERIOD JANUARY 1, 1983 TO APRIL 6, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PERIOD APRIL 7, 1983 TO DECEMBER 31, 1983, TO CONTINUE PROVIDING SERVICES UNDER CHILDHOOD LEAD POISONING PREVENTION AND CONTROL PROGRAM (C.L.P.P.C.P.); TOTAL BUDGET OF SAID PROGRAM IS \$381,913.; STATE FUNDS-\$238,000., CITY MATCH-\$143,913.; (IN-KIND SERVICES - PERSONNEL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n. RESOLUTION RATIFYING CONTRACT WITH DIVISION ON AGING OF THE COUNTY OF ESSEX FOR PERIOD JANUARY 1, 1983 TO APRIL 6, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE GRANT-IN-AID CONTRACT WITH DIVISION ON AGING OF THE COUNTY OF ESSEX TO ACCEPT SUM OF \$20,000. FROM TITLE III B, FOR TRANSPORTING OF SENIOR CITIZENS FOR PERIOD APRIL 7, 1983 TO DECEMBER 31, 1983; DOES NOT REQUIRE EXPENDITURE OF ANY PUBLIC FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o. RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH EDWARD SZELEWA, M.D., FOR PROVISION OF MEDICAL SERVICES AT THE NEWARK DIVISION OF HEALTH'S PEDIATRIC CLINIC FOR PERIOD JULY 1, 1981 TO JUNE 30, 1982; FOR SUM NOT TO EXCEED \$9,762.82. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p. RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH JAROSLAV MYNDIUK, M.D., FOR PROVISION OF MEDICAL SERVICES AT THE NEWARK DIVISION OF HEALTH'S SEXUALLY TRANSMITTED DISEASE CLINIC FOR PERIOD JULY 1, 1981 TO MARCH 31, 1982; FOR SUM NOT TO EXCEED \$7,683.61. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q. RESOLUTION AMENDING RESOLUTION 7-R-t, FEBRUARY 16, 1983, CONTRACT WITH NEWARK PRIVATE INDUSTRY COUNCIL, INC., FOR OPERATION OF PRIVATE SECTOR INITIATIVE PROGRAM FOR 310 PARTICIPANTS FOR PERIOD OCTOBER 1, 1982 TO SEPTEMBER 30, 1983, IN SUM OF \$744,623., BY CHANGING REFERENCE OF 7-R-cl AND INSERTING 7-R-cl(A.S.), ALL OTHER PROVISIONS SHALL REMAIN UNCHANGED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO ACCEPT ON BEHALF OF CITY OF NEWARK ITEMS PURCHASED AND/OR DELIVERED TO CITY OF NEWARK GATEWAY URBAN RENEWAL ASSOCIATION, PLAZA LEVEL, GATEWAY I, NEWARK, NEW JERSEY, AT NO COST TO THE CITY (8 TIME BASE COORDINATORS; TRAFFIC SIGNING AND STRIPING PLANS (FOR APPROVAL) FOR MARKET STREET (BETWEEN RAYMOND BOULEVARD AND COMMERCE STREET) AND COMMERCE STREET (BETWEEN MULBERRY STREET AND MC CARTER HIGHWAY); SIGNAL TIMING (FOR APPROVAL) FOR THE TRAFFIC SIGNALS ON MARKET STREET (MULBERRY STREET AND RAYMOND BOULEVARD IN THE GATEWAY III AREAS); INSTALLATION AND MAINTENANCE WORK TO IMPLEMENT AFORESAID ITEMS WILL BE ACCOMPLISHED THROUGH EXISTING CITY PERSONNEL AND WILL NOT NECESSITATE ANY ADDITIONAL EXPENDITURES ON BEHALF OF CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR REMOVAL OF TREE STUMPS, FOR SUM OF \$3,000., ESTIMATED NUMBER OF STUMPS - 100.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilman Carrino.

7-R-t. RESOLUTION REJECTING BID RECEIVED JANUARY 25, 1983 SINCE BID EXCEEDED AMOUNT OF FUNDS AVAILABLE; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, NEW JERSEY, FOR STREET TREE PRUNING OF 100 TREES EACH IN THE NORTH, SOUTH, WEST, EAST AND CENTRAL WARDS FOR TOTAL SUM OF \$14,500.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

At a later time in the meeting Councilman Carrino requested his vote be changed to Not Voting.

A motion to reject the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilman Carrino.

7-R-u. RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR DEMOLITION OF 434 JELLIFF AVENUE, FOR TOTAL SUM OF \$2,500., IN ACCORDANCE WITH SPECIFICATIONS.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACTS WITH PETER JUZEYK EXCAVATION, INC., 428 EDGAR ROAD, ELIZABETH, NEW JERSEY, FOR DEMOLITION OF 6 STRUCTURES, FOR TOTAL SUM OF \$25,193., ARTKO WRECKING INC., 117 PROSPECT AVENUE, BAYONNE, NEW JERSEY, FOR DEMOLITION OF 54 - 11TH AVENUE IN SUM OF \$5,855., BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, NEW JERSEY, FOR DEMOLITION OF 1105-1107 BROAD STREET AND 345-347 SOUTH 9TH STREET, TOTALLING \$13,293., A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, NEW JERSEY, FOR DEMOLITION OF 1141 BROAD STREET AND 45 DELAVAN AVENUE E, TOTALLING \$9,199., ALL LOWEST RESPONSIBLE BIDDERS, IN ACCORDANCE WITH THEIR BID AND SPECIFICATIONS. (FUNDS PROVIDED BY CONTRACT DEMOLITION/1983 TEMPORARY BUDGET)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w. RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR SUPERINTENDENT SERVICES (PER ATTACHED LIST), DEPARTMENT OF ADMINISTRATION, DIVISION OF OFFICE OF REAL PROPERTY; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL TANGIBLE PERSONAL PROPERTY IN POSSESSION OF NEWARK POLICE DEPARTMENT, ON SATURDAY, MAY 7, 1983, PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-36; ALL FUNDS RECEIVED FROM SAID SALE SHALL BE DEPOSITED IN GENERAL FUND ACCOUNT OF CITY OF NEWARK.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y. RESOLUTION ACCEPTING A BID OF \$4,644. PER YEAR (CALCULATED TO INCLUDE TAXES) FROM MR. AND MRS. BARRY VALENTINE, FOR THE LEASE OF A ONE-FAMILY HOUSE AT 76 NEW CITY ROAD, WEST MILFORD, NEW JERSEY, COMPRISING A PORTION OF BLOCK 582, LOT 2, ON THE TAX MAPS OF WEST MILFORD AND AUTHORIZING THE NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION TO ADMINISTER SUCH LEASE AND COLLECT PAYMENTS; BASED UPON RESOLUTION 7-R-u MARCH 2, 1983)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,500. TO HERMES PRODUCTS, INC. AND KLEINBERG, MORONEY, MASTERSON AND SCHACHTER THEIR ATTORNEYS, 225 MILLBURN AVENUE, MILLBURN, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY THEM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION. (INSTITUTED ACTION IN ESSEX COUNTY DISTRICT COURT AGAINST CITY OF NEWARK TO RECOVER \$2,502.67, THE ALLEGED COST OF OFFICE SUPPLIES FOR VARIOUS CITY AGENCIES FROM 1976 THROUGH 1980)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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- 7-R-ba. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$1,500. TO IRWIN AND JAY JENNIS, T/A I & J REALTY COMPANY AND THEIR ATTORNEY, NED M. ROSENBERG, 55 WASHINGTON STREET, EAST ORANGE, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY IRWIN AND JAY JENNIS IN FAVOR OF CITY OF NEWARK, WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO THEIR PREMISES LOCATED AT 245 ELIZABETH AVENUE BY NEWARK DEMOLITION TEAM WHEN THEY INADVERTENTLY CAUSED A WALL TO COLLAPSE WHILE DEMOLISHING A BUILDING IN AN ADJACENT LOT. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bb. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,000. PAYABLE TO ALONZO BUTLER, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL FOR DAMAGES TO HIS VEHICLE WHICH WAS STRUCK BY CITY OF NEWARK EMPLOYEE WHILE DRIVING A NEWARK WATER DEPARTMENT TRUCK TOWING A COMPRESSOR ON NORTH 7TH STREET.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bc. RESOLUTION AUTHORIZING CITY OF NEWARK TO ACCEPT AND APPLY THE AGREED SETTLEMENT OF \$1,771.25 IN FULL SATISFACTION OF DEMOLITION LIEN ON PROPERTY KNOWN AS 436 SOUTH 17TH STREET, BLOCK 320, LOT 44, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FURTHER, AUTHORIZING CORPORATION COUNSEL TO ENTER INTO STIPULATION OF SETTLEMENT WITH JOHN AND HELEN HARRIS AND FILE SAME UNDER DOCKET NO. R-24867-81 IN ESSEX COUNTY DISTRICT COURT; CORPORATION COUNSEL TO FILE A VOLUNTARY DISMISSAL OF LAWSUIT UPON RECEIPT OF SAID PAYMENT; PURSUANT TO COURT RULES, IN ESSEX COUNTY DISTRICT COURT; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE A GENERAL RELEASE FROM PERSONAL LIABILITY TO MR. & MRS. HARRIS FOR ANY COST AND EXPENSE INCURRED BY CITY OF NEWARK TO DEMOLISH SAID BUILDING.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bd. RESOLUTION AUTHORIZING CITY OF NEWARK TO ACCEPT AGREED SETTLEMENT AND EXTINGUISH THE DEMOLITION LIEN IN SUM OF \$3,083. ON PROPERTY KNOWN AS 42 SUMMER AVENUE, BLOCK 478, LOT 10, AS DEBT BY BRANCH BROOK BUILDING SUPPLY CO., INC., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FURTHER AUTHORIZING CORPORATION COUNSEL TO VOLUNTARILY DISMISS LAWSUIT INSTITUTED IN ESSEX COUNTY DISTRICT COURT, DOCKET NO. R-14739-81; FURTHER AUTHORIZING CORPORATION COUNSEL TO DIRECT CONSTRUCTION CODE OFFICIAL FOR CITY OF NEWARK TO REMOVE LIEN IMPOSED ON SAID PROPERTY FROM RECORDS OF CITY AND COUNTY; FURTHER AUTHORIZING CORPORATION COUNSEL TO ISSUE GENERAL RELEASE FROM LIABILITY TO SAID COMPANY FOR ANY COST AND EXPENSE INCURRED BY THE CITY OF NEWARK TO DEMOLISH SAID BUILDING.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS FOR PATCH HOLES IN WALLS AND FLOORS WHICH ARE RESULT OF HEATING SYSTEM LEAKS IN CONCEALED PIPES FOR SUM NOT TO EXCEED \$10,000.; BUILDERS RISK INSURANCE EXTENSION OF 1 YEAR AT COST OF \$4,956.77; INSTALL GLIDWALL ON DETERIORATED WALL, ADD NEW TILE FLOORS IN TOILET AREAS, ETC. FOR SUM OF \$21,417.64; COMPLETE REPAIRS TO RADIATOR HEATING SYSTEM AT COST OF \$21,417.64; COMPLETE REPAIRS TO RADIATOR HEATING SYSTEM AT COST NOT TO EXCEED \$9,293.34; FUNDS FOR SAID CHANGE ORDERS ARE AVAILABLE AS RESULT OF SAVINGS FROM ALTERNATE GC-\$6,600.; ALLOWANCE #3-\$500. ALLOWANCE #4-\$2,000.; OTHER AUTHORIZED ALLOWANCES-\$13,141.42; REMAINING FUNDS IN AMOUNT OF \$23,426.33 HAVE BEEN PROVIDED FOR IN APPROVED CAPITAL BUDGET (RESOLUTION 7-R-e, AUGUST 12, 1981 CONTRACT WITH JET CONSTRUCTION COMPANY, RENOVATION OF PUBLIC BUILDING 828-830 BROAD STREET, BASE BID AND ALTERNATES FOR TOTAL SUM OF \$1,248,550.; 7-R-z, MAY 5, 1982-\$28,444.06; 7-R-bz(A.S.), MAY 19, 1982-\$20,508.78 AND \$15,000.; 7-R-bs, SEPTEMBER 15, 1982-\$16,600.56; 7-R-cs, SEPTEMBER 15, 1982-\$7,000. AND \$15,000.; 7-R-a, OCTOBER 20, 1982-\$8,602.; 7-R-p, DECEMBER 8, 1982-\$17,300. AUTHORIZED THE EXECUTION OF GC-1 THROUGH GC-26, AND ALLOWANCES NOT TO EXCEED \$40,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Villani.
Not Voting: President Grant.
Absent During Roll Call: Councilmen Carrino, Martinez, Tucker.

7-R-bf. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLARA M. HUNT, SENIOR INSTITUTIONAL TELEPHONE OPERATOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD BEGINNING JANUARY 31, 1983 AND ENDING JULY 31, 1983. (ADMINISTRATIVE SECRETARY, DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY - FIRST LEAVE BEGAN JANUARY 31, 1975)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ROBERT F. DUMPERT, SENIOR BUDGET EXAMINER, DEPARTMENT OF ADMINISTRATION, DIVISION OF BUDGET, FOR PERIOD BEGINNING MARCH 16, 1983 AND ENDING SEPTEMBER 16, 1983. (PRINCIPAL BUDGET EXAMINER, MAYOR'S POLICY AND DEVELOPMENT OFFICE, DIVISION OF BUDGET - FIRST LEAVE BEGAN MARCH 17, 1980.)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOSEPH MARTINEZ, SR., V.D. ATTENDANT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING MARCH 1, 1983 AND ENDING AUGUST 1, 1983. (ATTENDING SCHOOL - FIRST LEAVE BEGAN FEBRUARY 1, 1982)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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- 7-R-bi. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$140.96 TO JAMES AND DEBRA WEST, PURCHASER OF PROPERTY AT 465-471 PESHINE AVENUE, RENT ADJUSTMENT - AS FULL RENT PAID TO CITY OF NEWARK PRIOR TO CLOSING.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bj. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$177.50 TO FLORENCE HALL, PURCHASER OF PROPERTY AT 484 HIGH STREET, RENT ADJUSTMENT - AS FULL RENT PAID TO CITY OF NEWARK PRIOR TO CLOSING.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bk. RESOLUTION RATIFYING FILING OF APPLICATION FOR PERIOD JANUARY 1, 1983 TO APRIL 6, 1983; FURTHER AUTHORIZING MAYOR TO FILE APPLICATION IN BEHALF OF CITY OF NEWARK WITH STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS FOR FUNDS IN AMOUNT OF \$1,744,130. UNDER SAFE AND CLEAN NEIGHBORHOODS PROGRAM FOR PERIOD APRIL 7, 1983 TO DECEMBER 31, 1983; \$1,744,130. WILL BE MATCHED BY CITY OF NEWARK FROM 1983 MUNICIPAL BUDGET, FOR A TOTAL PROJECT AMOUNT OF \$3,488,260. (CONTINUE WALKING PATROL POSTS, CITY-WIDE LOT CLEAN-UP AND PHYSICAL IMPROVEMENTS PROJECTS TO SUPPORT NEIGHBORHOOD STABILIZATION ACTIVITIES CURRENTLY FUNDED BY SAFE AND CLEAN NEIGHBORHOODS PROGRAM)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bl. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$149. TO ARINDEL AND YVONNE SEALY, PURCHASER OF PROPERTY AT 25 STUYVESANT AVENUE, RENT ADJUSTMENT AS FULL RENT PAID TO CITY OF NEWARK PRIOR TO CLOSING.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice.

Councilman Rice requested information, in writing, whether or not the owner resides on said property and whether or not there is a City ordinance that indicates a person must live on those properties in the City of Newark if they purchased it.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 7-R-bm. RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO FILE AND EXECUTE INTEREST APPLICATION FORM WITH COMMISSIONER OF ENVIRONMENTAL PROTECTION FOR A GRANT IN AMOUNT OF \$5,581,800. EQUAL TO 50% OF ESTIMATED PROJECT COST ACCORDING TO FOLLOWING SCHEDULE AS LISTED ON THE D.E.P. PROGRAM PARTICIPATION INTEREST FORM (VGB 049); SAID SUM IS 50% OF TOTAL OF FIVE COLUMNS ADJACENT TO THE TOTAL COST OF DEVELOPMENT CATEGORY ON FORM (VGB 049); SAID SUM OF 100% OF TOTAL OF FIVE COLUMNS ADJACENT TO GRANT REQUEST CATEGORY ON FORM (VGB 049) (GREEN ACRES PROGRAM - FOR ASSISTANCE IN THE ACQUISITION AND DEVELOPMENT OF LANDS FOR OUTDOOR RECREATION/CONSERVATION PURPOSES)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn. RESOLUTION RECOGNIZING AND COMMENDING JERRY BENNETT, PRIVATE SECURITY GUARD, FOR OUTSTANDING PERFORMANCE OF HIS DUTIES IN MUNICIPAL BUILDING AT 32 GREEN STREET ON FEBRUARY 8, 1983.

(For action on this Resolution see pages 2 and 3 in the minutes of this meeting)

7-R-bo. RESOLUTION RECOGNIZING AND COMMENDING EIGHT NEWARK POLICE OFFICERS FOR THEIR HEROIC RESCUE OF THREE CHILDREN FROM A BURNING APARTMENT BUILDING.

(For action on this Resolution, see pages 1 and 2 in the minutes of this meeting)

7-R-bp. RESOLUTION RECOGNIZING AND COMMENDING CHARLES L. WHIGHAM AND CITY NATIONAL BANK OF NEW JERSEY ON ITS ANNUAL CITY NATIONAL ELEMENTARY TRACK MEET FESTIVAL.

A motion to defer action on the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$27,500. PAYABLE TO BRANCH BROOK BUILDING SUPPLY CO., INC. AND MINICHINO, MAUTONE AND COLASANTI, THEIR ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY THE CORPORATION COUNSEL. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, SEEKING DAMAGES TO THEIR PROPERTY LOCATED AT 42 SUMMER AVENUE, ALLEGEDLY SUSTAINED AS A RESULT OF THE NEGLIGENCE OF THE EMPLOYEES OF THE CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br. RESOLUTION AMENDING RESOLUTION 7-R-e, APRIL 7, 1982, COMMUNITY DEVELOPMENT BLOCK (A.S.) GRANT IN AMOUNT OF \$13,468,000.; \$2,000,000. OF UNOBLIGATED FUNDS FROM PREVIOUS PROGRAM YEARS TO BE INCLUDED IN EIGHTH YEAR PROGRAM, TOTTALLING \$15,648,000., BY REDUCING AMOUNT BY \$642,203. WHICH HAS BEEN CITED FOR DISALLOWED COST BRINGING ENTITLEMENT FOR EIGHTH YEAR TO \$14,825,797.00.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution see page 18 in the Minutes of this Meeting)

7-R-bs. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK MADE PAYABLE TO ELOISE (A.S.) FULLER AND ELDRIDGE HAWKINS, ESQ., HER ATTORNEY, IN AMOUNT OF \$5,000., IN FULL SETTLEMENT OF PLAINTIFF'S CLAIM; SETTLEMENT SUBJECT TO RECEIPT OF GENERAL RELEASE EXECUTED BY PLAINTIFF IN FAVOR OF CITY OF NEWARK AND ANY OTHER PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL; SUIT ENTITLED ELOISE FULLER, AS ADMINISTRATRIX OF THE ESTATE OF JAMES FULLER V. CITY OF NEWARK AND JOHN DOE CORPORATION, WAS INSTITUTED IN SUPERIOR COURT, LAW DIVISION, IN WHICH PLAINTIFF CLAIMED ENTITLEMENT TO PROCEEDS OF LIFE INSURANCE POLICIES IN AMOUNTS OF \$5,000. AND \$10,000. AS RESULT OF DEATH OF JAMES FULLER, A NEWARK POLICE OFFICER, ON OCTOBER 5, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bt. RESOLUTION RECOGNIZING AND COMMENDING THE NEWARK DEPARTMENT OF HEALTH AND WELFARE
(A.S.) ESSEX COUNTY COLLEGE, THE NEWARK FIRE DEPARTMENT AND THE WEEK OF THE YOUNG CHILD
COMMITTEE AND FURTHER DESIGNATING APRIL 4 THROUGH APRIL 8, 1983 AS "NATIONAL WEEK OF THE
CHILDREN" IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu. RESOLUTION OPPOSING THE FUTURE CONSTRUCTION OF ANY OIL, GASOLINE OR CHEMICAL
(A.S.) STORAGE TANKS IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
(A.S.) IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", PASSAIC VALLEY SEWER COMMISSION -
PAYMENT IN LIEU OF TAXES (1982) SUM OF \$400,000.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw. RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT EIGHTH
(A.S.) YEAR FUNDS (H.C.D.A. VIII) FROM CONTINGENCY-PUBLIC SERVICES TO N.R.H.A. POLICE, SALARIES
AND WAGES, OTHER EXPENSES - \$416,663.95; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx. RESOLUTION ACCEPTING BID OF COMMUNITY PARENTS FOR AREA DEVELOPMENT FOR THE
(A.S.) PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 2704, LOT 31, 304-358 JELLIFF AVENUE,
NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), IN THE SUM OF \$3,000., BASED
UPON RESOLUTION 7-R-bx (A.S.), MARCH 2, 1983.
 (Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution see page 20 in the Minutes of this Meeting)

7-R-by. RESOLUTION APPROVING APPLICATION FOR CARNIVAL LICENSE TO UNITED COMMUNITY CHURCH
(A.S.) FOR PERIOD APRIL 1, 1983 TO APRIL 7, 1983 AT 12TH AVENUE AND WEST MARKET STREET; FURTHER
AUTHORIZING DIRECTOR OF DEPARTMENT OF HEALTH AND WELFARE TO ISSUE CARNIVAL LICENSE TO
UNITED COMMUNITY CHURCH.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz. RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL SUPPORTING THE CITY'S PLAN TO IMPLEMENT
(A.S.) AN "ADOPT-A-LOT PROGRAM" THROUGHOUT THE MUNICIPALITY.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca. RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE CORRINA KAY, COUNTY FREEHOLDER,
(A.S.) FOR OUTSTANDING SERVICE TO THE COUNTY OF ESSEX AND CITY OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb. RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL OPPOSING THE PURCHASE OR CONSTRUCTION
(A.S.) OF A HOTEL-CASINO IN ATLANTIC CITY BY ANY BUSINESS ENTITY BASED IN THE COUNTRY OF SOUTH AFRICA.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker suggested a copy of the resolution should be forwarded to Governor Thomas Kean and Members of the Casino Commission.

7-R-cc. RESOLUTION CONDEMNING THE COMIC STRIP, "MUTT AND JEFF"; ITS AUTHOR, GEORGE
(A.S.) BREISACHER, AND ITS DISTRIBUTOR, FIELD NEWSPAPER SYNDICATE, FOR ITS BASELESS AND VICIOUS ATTACK ON THE CITY OF NEWARK.

A motion to adopt the resolution and directing the City Clerk to communicate with Mr. Steven Jehoreck, President, Field Newspaper Syndicate, advising that the Members of the Municipal Council were incensed at the gratuitous insult to our community was not only approved by his editors but also distributed to newspapers across the country by his organization was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd. RESOLUTION RECOGNIZING AND COMMENDING REVEREND BUSTER SOARIES FOR HIS OUTSTANDING
(A.S.) SOCIAL AND SPIRITUAL CONTRIBUTIONS TO THE GREATER NEWARK COMMUNITY AND COMMEMORATING HIM ON HIS 6TH ANNIVERSARY AS PASTOR OF SAINT PAUL'S SEVEN DAY CHRISTIAN CHURCH OF MONTCLAIR, NEW JERSEY.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ce. RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE REVEREND WILLIAM H. GRAY, III,
(A.S.) MEMBER OF CONGRESS, 2ND DISTRICT, PHILADELPHIA, PENNSYLVANIA AND VICE CHAIRPERSON OF THE CONGRESSIONAL BLACK CAUCUS, AND WELCOMING HIM TO NEWARK ON APRIL 17, 1983.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-cf. RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL URGING THE STATE LEGISLATURE TO REVIEW
 (A.S.) NEW JERSEY'S BOARD OF EDUCATION ELECTION LAWS IN ORDER TO FACILITATE THE CHANGE FROM A
TYPE I (APPOINTED) TO A TYPE II (ELECTED) SCHOOL BOARD.
 (Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker.

Councilman Martinez explained the urgency on this matter. He noted that they were all aware of what happened with the petition process and under Title 18A, there is really no validation. He stated the State Legislation must take a good hard look at this and there should be some sort of a motion set into place where petitions are validated as to their legality, not what happened here by recent petitioning of residents or non-residents of the City of Newark. Second, this was what happened at the April 5th election where voting districts were placed in the City of Newark, not really giving the people an opportunity to vote and perhaps even in a City like Newark, people have fought for that right to vote for many, many years. Some people died for that right. Yesterday was very disgraceful to see Senior Citizens, people in wheelchairs that could not get to a polling place even though they wanted to exercise that particular right. Thirdly, he thinks all of them recognize the fact that the will of the people was spoken yesterday for the second time in one year. The Council should look forward to working again with the Legislature, hopefully, the Newark Board of Education and the Administration of the City, to agree that there should be a five-four elected Board and that the State Legislation of Senator Caufield has available to him, now, with a few minor amendments, because that Legislation is set for the first election to be altered so that next year, the Ward Councilmen, instead of the At-Large could be set into motion. He thinks it is incumbent upon Council that if the Board wanted to once again petition the people, under Title 18 the way it is written now, with those same garbage petitions that they came out with, they could do it again and if this City Council perhaps in October or November wanted to override what the Board of Education did by putting out another petition here amongst themselves on a five-four vote and putting it on the referendum question again in November we could do that also and this can go on and on. He said there are a lot of loopholes in the State Law that have to be looked at. He thinks when the State Legislators adopted the law regarding the Board of Education, they never felt people would do the things they would do in the elected process that has been done in this City. Certainly they are all going to take a nice hard look hopefully.

Councilman Carrino said he thinks the other basic point is that the legislation should include an anniversary date before they can take a vote to revert back to an appointed board and that anniversary should be when the total electoral process is completed so that under the present form it would take another two years before a referendum could be initiated to go back or if the law is changed going to a five-four then it would take another year before they can go out and get petitions to be submitted to change to an appointed board. Since all of the procedures were used by the Board of Education in any devious manner they could think of, he thinks now that the people have spoken, the State Law should have a detailed process as to when this situation could recur and that process should not take place until a fully elected board is seated and then of course if the right of the people is to revert back to an appointed board then they have that right to do that, but as the State Law states right now, next week the Board of Education could come up with some more phony petitions and in May have another special election, then somebody else could come up with phony petitions and in June have a special election and go back and forth to the next year without any concern for the Board of Education, its 70,000 students and most important of all all the amount of money it is costing everytime they have a special election. He said they should make a special emphasis on this resolution and meet with some of the Essex County Delegates and explain some of their concerns.

Councilman James said he would concur with some of the remarks of Councilmen Carrino and Martinez that the certifying agent in the method needs to be refined and perhaps the Board of Education is not in a position to certify and evaluate their own petitions the same that He would doubt the Members of this Council, if they personally were involved, could not serve as a Certified Agent. They look upon the City Clerk's Office which handles their other Municipal elections as being an objective body. He thinks the question of how many to be elected at

one time, how fast do you bring about the change is a bonafide question, but he thinks they are missing sight of the most important message that was rendered to the City of Newark in yesterday's election. He knows there are those that say under ideal conditions, ideal voting places, maybe they would reach the national average of 11% voting. He said he does not know if that is true. That's 11%, they had 5%. He thinks the people are confused, turned off and he thinks they are seeing a lot of waste at the Board of Education, but he thinks what they are really trying to say is that they are just tired of politicians. He does not look upon it as a referendum upon the Mayor or this Body or the Board. They are just saying they are tired of their children being used as pawns in a political struggle. When you live in an urban City the only hope you have is that your children will have a better life than their parents. Things are bad for us but the children will have a better life. He thinks all of this Council know they are living better than their parents, our children are living better than we are and the real hope is that our children and their children will have a better life. He said the people are turned off and they are simply saying to all of us that we should get on with the business of education and he said that he thinks that is what is missing in all of these power plays. No one talks about education. It's who controls, who sits on the board, who gets the contract, what will the budget be. No one ever says can they read and write. No one ever says can they learn, can they have hope and those are the kind of discussions that ought to come out of this election. When do they talk about the children. They are the innocent pawns in the whole struggle.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cg.

RESOLUTION BY NEWARK MUNICIPAL COUNCIL CITING THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY FOR INSENSITIVITY OF MINORITY CONCERNS BY CIRCUMVENTING THE CITY OF NEWARK'S AFFIRMATIVE ACTION PLAN AND IMPOSING A LOWER GOAL OF MINORITY PARTICIPATION IN THE CONSTRUCTION OF THE MARRIOTT HOTEL ON THE GROUNDS OF LAND OWNED BY THE CITY OF NEWARK AND LEASED TO THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch.

Councilman Tucker stated that in their Affirmative Action Ordinance there is a stipulation that identifies 25% of minority participation in contracting and also in jobs. He noted that Council was in receipt of a letter from the Port Authority indicating they were going to take the national percentage of 10%. He continued that his concern was that at the meeting with the Port Authority, Council urged them, in a spirit of cooperation, to try to get the 25%. He opined that the 10% is an automatic federal requirement and the Port Authority was wasting the Council's time when they talked about a spirit of cooperation and now they are going to ignore the 25%. He noted he could respect the Port Authority if they said that that might create some problems and they need some help or dealt with it in some way, but for them to just say they are going to deal with just 15% is ludicrous.

Councilman James suggested that the Council amend the resolution to request the Port Authority to voluntarily comply with Newark's Affirmative Action Plan rather than the Port Authority's own Affirmative Action Plan.

Councilman Tucker reiterated that the Council could amend the motion and then recommend in the resolution that the Newark Municipal Council was requesting the Board of Commissioners of the Port of Authority to consider the 25% goal for minority contractors and the 25% goal for minority apprentices working on the construction of the Marriott Hotel.

Councilman Payne stated it was an insult to this City for them to use the national average. He stated that Newark is a City which is inhabited by a majority of minority people and 1/2 of the residents of Essex County are minority people. He noted for the Port Authority to take the national number, as it pertains to the nation in general, and try to make it applicable and use that as an excuse, is unconscionable. He pointed out that the Council should urge the Port Authority to strongly consider using the Newark Affirmative Action Plan immediately.

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President Grant said there was no one on this Council, who in good conscience could oppose the Affirmative Action Plan, and certainly if someone is not complying they ought to be addressed. He stated that the biggest hypocrite in all of the Affirmative Action is the City of Newark. He noted that the Affirmative Action for the City of Newark is an embarrassment. He pointed out that the Mayor's Office, the Business Administrator's Office, the Purchasing Agent should be placed on notice that they oppose the kind of practices that they do. He said there is a committee, which should be meeting soon, to bring in some new ideas, practices and habits insofar as Affirmative Action is concerned.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch. RESOLUTION APPROVING APPLICATION FOR CARNIVAL LICENSE TO NEW HOPE BAPTIST CHURCH
(A.S.) FOR PERIOD APRIL 1, 1983 TO APRIL 10, 1983 AT IRVINE TURNER BOULEVARD, BORDERED BY
SPRUCE AND MONTGOMERY STREETS, BLOCK 2552, LOTS 1 AND 57; FURTHER AUTHORIZING DIRECTOR
OF DEPARTMENT OF HEALTH AND WELFARE TO ISSUE CARNIVAL LICENSE TO NEW HOPE BAPTIST CHURCH.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ci. RESOLUTION APPROVING APPLICATION FOR CARNIVAL LICENSE TO WILLING WORKERS OF GRACE
(A.S.) REFORMED BAPTIST CHURCH FOR PERIOD APRIL 4, 1983 TO APRIL 17, 1983 AT 199-207 IRVINE
TURNER BOULEVARD, BLOCK 2567, LOTS 37 AND 52; FURTHER AUTHORIZING DIRECTOR OF DEPARTMENT
OF HEALTH AND WELFARE TO ISSUE CARNIVAL LICENSE TO WILLING WORKERS OF GRACE REFORMED
BAPTIST CHURCH.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a. A MOTION CONDEMNING THE STAR-LEDGER FOR UNFAIRNESS AND DISCRIMINATION IN ITS LOW
RANKING OF THE MALCOLM X SHABAZZ GIRLS' BASKETBALL TEAM, WHICH WAS UNBEATEN THROUGHOUT
THE SEASON AND WON THE GROUP 3 STATE CHAMPIONSHIP was made by Councilman James, seconded by President Grant.

Councilman James stated the Malcolm X Shabazz Girls Basketball Team ranked 4th throughout the year and won 29-0. He noted that in the last game of the year, a team that was ranked in 8th place, by virtue of beating the number one team, jumped from 8th place to number one. He said it was an absolute disgrace to the City of Newark and to Malcolm X Shabazz. He noted it was unfair and unheard of, that no team that ever ranked 8th on the last day jumped to number one, except when they denied and made Malcolm X Shabazz second place. He said this was an insult to the City of Newark, to everyone who believes in fair play in sports and everything else.

Councilman James requested that a copy of this motion be forwarded to the New Jersey Interscholastic Athletic Association and the Commissioner of Education.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-M-b. A MOTION DIRECTING THE CITY CLERK TO FOLLOW UP ON AN ORDINANCE SUBMITTED BY COUNCILMAN MARTINEZ ENTITLED, "ORDINANCE REGARDING MUNICIPAL OFFICERS AND EMPLOYEES SERVING ON BOARDS, AUTHORITIES AND COMMISSIONS" was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c. A MOTION REQUESTING CONSIDERATION BE GIVEN TO THE DEVELOPMENT AND IMPLEMENTATION OF A WARD TYPE LOTTERY SYSTEM FOR THE 1983 SUMMER YOUTH EMPLOYMENT PROGRAM was made by Councilman Rice, seconded by Councilman Payne.

Councilman Rice requested the City Clerk to communicate with Mayor Gibson and Mr. Carlton Lovett, Director of the Mayor's Office of Employment and Training requesting a lottery system which would allow the total number of summer jobs be equally allocated to each ward; further stipulating that any unused slots by the ward could then be placed in a general lottery to be filled as needed.

The motion was declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d. A MOTION TO NOTIFY THE UNITED STATES SENATE OF THE MUNICIPAL COUNCIL'S SUPPORT OF THE POSITION ON MASS TRANSIT SUBSIDIES OF SENATORS D'AMATO OF NEW YORK AND LAUTENBERG OF NEW JERSEY was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e. A MOTION CONDEMNING THE STAR-LEDGER FOR OVERLOOKING ANNETTE WILLIAMS OF MALCOLM X SHABAZZ HIGH SCHOOL IN ITS SELECTION OF "COACH OF THE YEAR" was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented PROPOSED "ORDINANCE AMENDING TITLE 2, CHAPTER 15, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY AMENDING R.O. 2:15-1, RULE THREE ENTITLED 'REGULAR MEETINGS; PLACE OF MEETINGS.'"

(Making all Council meetings at 8:00 P. M., instead of the first Wednesdays at 1:00 P. M. and the third Wednesdays at 8:00 P. M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker.

No: Councilmen Carrino, Martinez, Villani.

Not Voting: Councilman Branch, President Grant.

A motion to table this ordinance was made by Councilman Martinez, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez, Villani.

No: Councilmen James, Payne, Rice, Tucker, President Grant.

Not Voting: Councilman Branch.

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8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW SECTION (LICENSING AND REGULATING TIRE REPAIR SHOPS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET."

(Broad Street, East side, beginning 306 feet south of the southerly curbline of Edison Place and extending 22 feet southerly therefrom
Lake Street, East side, beginning 757 feet south of the southerly curbline of Bloomfield Avenue and extending 24 feet southerly therefrom
East side, beginning 168 feet south of the southerly curbline of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE APPROVING THE PURCHASE OF AN EASEMENT IN PERPETUITY ON PREMISES KNOWN AS A PART OF BLOCK 153, LOT 3, IN PEQUANNOCK TOWNSHIP, NEW JERSEY, FROM THE BROOKS-PODESTA TRUST FOR THE SUM OF ONE THOUSAND DOLLARS (\$1,000.) PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-4(a)."

(To gain access to the Pequannock Aqueduct)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Branch,

President Grant requested Assistant Corporation Counsel Grant's interpretation on whether an easement in perpetuity means that 100 years from now the Council that will sit will have no jurisdiction over that matter.

Assistant Corporation Counsel Grant responded he did not have the answer.

City Clerk D'Ascensio advised that the City is buying property from the individual in this ordinance for the relocation of the aqueduct.

The motion was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "BOND ORDINANCE PROVIDING FOR VARIOUS SCHOOL IMPROVEMENTS IN AND BY THE CITY OF NEWARK, APPROPRIATING \$9,088,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$9,088,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING THE POSITION OF SCHOOL TRAFFIC GUARD (PART-TIME) IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-bk) ADOPTED NOVEMBER 22, 1966, AND AMENDMENTS THERETO. (TO ADJUST SALARIES PER LABOR AGREEMENT WITH THE SCHOOL SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617, SCHOOL TRAFFIC GUARDS)."

(5% adjustment per Contract - Local Union 617)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE PROVIDING ANNUAL CLOTHING ALLOWANCE FOR SCHOOL TRAFFIC GUARDS IN THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY."

(Increase in clothing allowance - \$25. per Contract - Local Union 617)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR TAX CLERK, RENT CONTROL, IN THE OFFICE OF THE MAYOR)."

(Creating a new position - Not covered by Civil Service Association - Essex Council #1)

(Tax Clerk, Rent Control

(35 Hours)

\$11,036.97 - \$13,416.54)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CLINIC NURSE AND TO DELETE THE TITLE OF NURSE PRACTITIONER, S.T.D.)."

(Title change per Civil Service Reclassification - No salary change)
 (Clinic Nurse 1/1/83 \$16,282.71 - \$19,792.30
 (35 Hours) 1/1/84 17,096.84 - 20,781.91)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR WATER TREATMENT PLANT SUPERINTENDENT AND CHEMIST, WATER AND TO DELETE THE TITLE AND SALARY RANGE FOR WATER QUALITY SUPERVISOR)."

(Title change per Civil Service Reclassification - No salary change)
 (Water Treatment Plant 1/1/83 \$18,033.84 - \$21,925.22
 Superintendent and Chemist, 1/1/84 18,935.53 - 23,021.48)
 Water (40 Hours)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR LABORER, WATER LEAK DETECTOR)."

(5% increase for 1983 pending certification to Local 945, Teamsters - 1982 rates approved March 16, 1983, 6-Ph, S & F-j)

(Laborer, Water Leak	1/1/83	\$5.29	\$5.68	\$6.16
Detector (40 Hours)		1st year	2nd year	3rd year)

 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and invite Engineering Director Zach to the pre-meeting conference, April 19, 1983, was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c), ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR FIELD REPRESENTATIVE, CONTRACT COMPLIANCE AND TO DELETE THE TITLE AND SALARY RANGE FOR FIELD REPRESENTATIVE, HUMAN RIGHTS COMMISSION)."

(Deleting Field Representative - Human Rights Commission and creating Field Representative, Contract Compliance - No change in salary)
 (Field Representative, \$15,703.91 - \$19,087.48)
 Contract Compliance
 (35 Hours)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Office of Real Property)
 (Current titles being paid in accordance with 1981 Master Pay Grade Scale. Titles inadvertently omitted for 1982 and 1983 salary increase. All positions represent 5% increase for 1982 and 1983. Not covered by Civil Service Association - Essex Council #1)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)."

(Position formerly funded by HCDA - City adopted position with 1982 salary on February 16, 1983, 6-Ph, S & F-p; 5% increase for 1983 - position represented by Essex Council #1 - Civil Service Association)

(Personnel Division
 Secretarial Assistant 1/1/83 \$13,416.54 - \$15,703.91)
 (35 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Payne, Tucker, Villani, President Grant.
 No: Councilmen Carrino, James, Rice.
 Not Voting: Councilman Martinez.

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- 8-o. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)."

(Position formerly funded by HCDA - City adopted position with 1982 salary on February 16, 1983, 6-Ph, S & F-m; 5% increase for 1983 - Not covered by any bargaining unit)

(Personnel Division

Supervising Claims Examiner 1/1/83 \$14,956.57 - \$18,178.48)

(35 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

No: Councilman Carrino.

- 8-p. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE."

(Fleetwood Place, South side, beginning 35 feet west of the westerly curbline on Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A. M. to 6:00 P. M., Monday through Friday, from 9:00 A. M. to 12:00 P. M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and invite Traffic Engineer Ceballos to the pre-meeting conference, April 19, 1983, was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-q. The City Clerk presented PROPOSED, "ORDINANCE TO SUPPLEMENT TITLE 2, CHAPTER 9B, (A.S.) DEPARTMENT OF GENERAL SERVICES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED AND SUPPLEMENTED." (TO ESTABLISH A VANDALISM PREVENTION FUND)

(Copy of ordinance and correspondence submitted to each Member of the Council)

No roll call was taken on this item.

The City Clerk was directed to place this ordinance on the April 20, 1983 Calendar of the Municipal Council under communications.

- 8-r. The City Clerk presented PROPOSED, "ORDINANCE AMENDING SECTION 27:1-1 (c) OF (A.S.) TITLE 27, ZONING AND SECTIONS 5:1-1 AND 5:2-11 (d) OF TITLE 5, AMUSEMENT AND AMUSEMENT BUSINESSES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) AS AMENDED AND SUPPLEMENTED, TO AMEND THE DEFINITION OF 'ARCADE'."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

At a later time in the meeting a motion to reconsider this item was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(For action on this item see Ordinance 6-F-d on page 7 in the minutes of this meeting)

- 8-s. The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED APRIL 5, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED." (TO DELETE THE TITLE AND SALARY RANGE FOR CHIEF INSPECTOR OF COMBUSTIBLES)." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-t. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 6, 1983, ENCLOSING PROPOSED, "ORDINANCE APPROVING THE SALE OF 13 CITY-OWNED PROPERTIES LISTED BELOW TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (b) (1)." (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item see Ordinance 6-F-c on page 7 in the minutes of this meeting)

PENDING BUSINESS ON THE CALENDAR.

- 9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 14, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE NUMBER OF POSITIONS AND THE SALARY RANGE SUPERVISING FIRE PROTECTION INSPECTOR)." (Supervising Fire Protection Inspector 2 \$22,664.80 - \$24,474.64 - \$25,281.30) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 20, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from March 9, 1983 to March 29, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Antoninus Church	8690 (Amended)
St. Antoninus Prayer Group	8691 (Amended)
Blessed Sacrament - Holy Name Society	8727 (Amended)
Polish Falcons of America Nest 104	8740 (Amended)
St. Bridget's Church	8742 (Amended)
St. Columba's Rosary Society	8748 (Amended)
Queen of Angels Catholic Church	8838 (Amended)
St. Lucy's Society	8856
Newark Lodge No. 21 B.O.P. Elks	8862
St. Francis Xavier Roman Catholic Church	8863
St. Columba's Church	8868

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels	8854
St. Augustine's Roman Catholic Church	8855
Willing Workers of Grace Reformed Baptist Church	8857
St. Ann's Parent Teacher's Association	8858
Grace Reformed Baptist Church	8859
Willing Workers of Grace Reformed Baptist Church	8860
Church of Our Lady of Good Counsel	8861
St. Aloysius Roman Catholic Church	8864
East Side High School - Parent Teachers Association	8865
First Avenue School - Parent Teachers Association	8866
Grace Reformed Baptist Church	8867
St. Columba School - Parent Teachers Association	8869
Open Heart Organization of New Jersey (Aff. Newark Beth Israel Medical Center)	8870
St. Mary Church of the Immaculate Conception	8871
The Mother's Club of St. John's Ukrainian Catholic School	8872

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

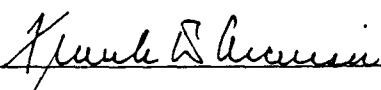
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

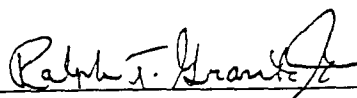
12. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 3:25 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, April 6, 1983

1253

A recessed meeting of March 23, 1983, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:12 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Lieutenant Nicholas P. Della Valle, Sergeant-At-Arms, Mr. Glenn Grant, Assistant Corporation Counsel.

City Clerk D'Ascensio stated that the following item called for by Honorable Ralph T. Grant, Jr., President of the Municipal Council, to be considered at a special meeting of March 23, 1983, was to be considered at the regular meeting of the Municipal Council scheduled for April 6, 1983.

RESOLUTION APPROVING APPLICATIONS FOR
CARNIVAL LICENSES.

A motion to remove this item from the Special Meeting Agenda of March 23, 1983 in view of the fact there is a resolution on the April 6, 1983 Calendar of the Municipal Council which deals with the same subject matter, was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

ADJOURNMENT.

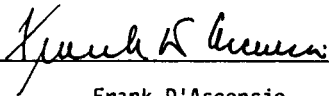
12-1.

A motion to adjourn this meeting was made by Council of the Whole and adopted by the following votes:

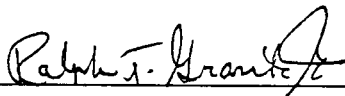
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

This meeting adjourned at 1:15 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

April 6, 1983 #2



Newark, New Jersey, April 6, 1983

A recessed meeting of March 29, 1983, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Lieutenant Nicholas P. Della Valle, Sergeant-At-Arms, Mr. Glenn Grant, Assistant Corporation Counsel.

City Clerk D'Ascensio stated that the following item called for by Honorable Ralph T. Grant, Jr., President of the Municipal Council, to be considered at a special meeting of March 29, 1983, was to be considered at the regular meeting of the Municipal Council scheduled for April 6, 1983.

RESOLUTION APPROVING APPLICATIONS FOR
CARNIVAL LICENSES.

A motion to remove this item from the Special Meeting Agenda of March 29, 1983 in view of the fact there is a resolution on the April 6, 1983 Calendar of the Municipal Council which deals with the same subject matter, was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

ADJOURNMENT.

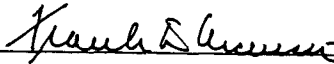
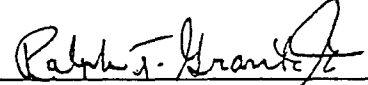
12-1.

A motion to adjourn this meeting was made by Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

This meeting adjourned at 1:17 P. M.

APPROVED:

 _____ Frank D'Ascensio City Clerk	 _____ Ralph T. Grant, Jr. President
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April 6, 1983

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 1:00 P.M., Wednesday, April 14, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio read letter dated April 12, 1983, from Honorable Ralph T. Grant, Jr., President, Newark Municipal Council, requesting the Municipal Council be convened in special session on Wednesday, April 14, 1983, at 1:00 P.M., or as soon thereafter as practical to consider the following legislation:

RESOLUTION APPOINTING 36 SPECIAL
POLICE OFFICERS, FOR YEAR ENDING
DECEMBER 31, 1983.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 12, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 1:45 P.M., President Grant called the meeting to order and called the roll.

Present: Councilmen Carrino, Martinez, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio announced there was a lack of quorum.

President Grant stated in view of the fact there was a lack of quorum, he respectfully requested the meeting be recessed until there was a quorum present.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.

The names of the Members present and their action at such meeting shall be recorded in the minutes of the Clerk."

A motion to recess the meeting until there was a quorum present was made by President Grant, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, President Grant.

This meeting recessed at 1:47 P.M.

At 2:20 P.M., President Grant stated this was a continuation of the special meeting which was recessed until this time. In view of the fact there was a quorum present, he requested a roll call.

Present: Councilmen Carrino, James, Martinez, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

April 14, 1983

RESOLUTIONS.7-R-a.

RESOLUTION APPOINTING 36 SPECIAL POLICE OFFICERS, FOR YEAR ENDING DECEMBER 31, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, President Grant.

ADJOURNMENT.12-a.

A motion to adjourn the meeting was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Tucker, President Grant.

This meeting adjourned at 2:21 P.M.

APPROVED:Frank D'Ascensio

City Clerk

Ralph T. Grant, Jr.

President

A meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:25 A.M. for the purpose of holding a public hearing on the 1983 Budget of the City of Newark.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Rice, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman Payne arrived 11:33 A. M.)

(Councilman Tucker arrived 12:09 P. M.)

RESOLUTIONS.

7-R-a-B. RESOLUTION PROVIDING FOR THE READING OF THE BUDGET FOR THE TAX YEAR 1983
BY ITS TITLE.
(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, President Grant.

The City Clerk: The Local Municipal Budget of the City of Newark for the Year 1983 was approved by the Municipal Council on the 16th day of March, 1983, informal approval granted by the Director of Local Government Services. The Budget was advertised in accordance with law in the Newark Star Ledger issue of April 2, 1983. In the advertisement, 11:00 A. M., or as soon thereafter as the Council can convene, on the 15th day of April, 1983, in the Council Chamber of the Newark City Hall, was established as the hearing date. This being the date, time and place, it is respectfully requested that the President declare open the hearing on the 1983 Approved Budget.

MOTIONS.

7-M-a. A MOTION TO SET FORTH A PERIOD OF FIVE MINUTES FOR EACH SPEAKER WHO DESIRES
TO SPEAK ON THE BUDGET, was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, James, Martinez, Rice, President Grant.

Councilman James said he would like to have the City Clerk explore that future budget meetings be held in the evenings. Historically they have always been held during the day and he would certainly like to commend the number of citizens who are in attendance today. However, they would be remiss in their duties if they did not advise, or state for the record that many citizens and groups have called and indicated perhaps they felt the budget meeting would be greater attended if they were held in the evening hours because many citizens who would like to be here work. He is not sure if that is a decision of the Municipal Council or other State laws.

7-M-b. A MOTION DIRECTING THE CITY CLERK TO EXPLORE THE POSSIBILITY OF HOLDING
FUTURE BUDGET MEETINGS IN THE EVENING, was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, President Grant.

President Grant: The public hearing on the 1983 Budget of the City of Newark is declared open.

President Grant called for those desiring to be heard on the 1983 Budget of the City of Newark to approach the rail, give their name and address and be heard.

April 15, 1983

April 15, 1983

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY stated that any comment by a citizen concerning the proposed budget, whether critical or not, can be met with the response, "You don't know what you are talking about." This response would be, in a large measure, valid, since the citizenry has no information other than that furnished on four pages of the April 2, 1983 edition of the Star Ledger. They do not have the explanatory details and justifications they assume are supplied to the Council. There are a few things that the ordinary citizen can understand, though he may not be familiar with all the fiscal and accounting terminology. With this limited understanding he has concluded that the City of Newark is trying to live beyond its means. In preparing this budget, the Budget Officer, Business Administrator and Mayor have not asked the questions or made the hard decisions necessary to face reality. Therefore, it is the responsibility of the Municipal Council to face reality, make the hard decisions, set priorities and recognize that government is accountable to those who support it, the taxpayers. The speaker questioned about the increased cost of \$123,841. in the Mayor's Office, bringing it to approximately three-quarters of a million dollars. He questioned if they need two Deputy Mayors. He also found that the cost of the Municipal Council will increase by \$200,000. bringing it to more than one and one-half million dollars. He believed they have become accustomed to administrative top-heaviness throughout City Government. They are also tolerant of lax or less than knowledgeable supervision with resultant inefficient use of personnel and increased cost of services.

Mr. Henderson stated he hoped the Business Administrator and the Budget Director have carried out their responsibility to maintain continuous oversight of the operations of the various units of government. They may have made evaluation on the basis of business-as-usual without considering how these operations could be continued by increasing efficiency rather than increasing costs.

(Councilman Payne arrived 11:33 A. M.)

MR. CHESTER DUKES, 20 ALEXANDER STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of the Vailsburg Block Association Council - A community action organization representing thirty-one Block Associations in the West Ward, requesting the following priorities within the 1983 Budget: 1) hiring 70-120 policemen to replace those officers who will be lost this year due to attrition; 2) hiring an additional 100 policemen by the end of this fiscal year to fight this City's enormous crime rate; 3) maintaining the Newark Fire Department at existing staff levels; and 4) providing a 10% increase in the City Recreation budget in order to help prevent juvenile delinquency.

Mr. Dukes noted the community recognizes that there is a serious fiscal crisis in the City of Newark and called upon the Members of the Council to draft a financial recovery plan for the City which includes management audit, incentives for increasing worker productivity and recommendations for public referendum. They also call upon the Council to take a more forceful role regarding monies owed to the City such as fines, rents and other charges. They urged the Council to identify new types of agreements to bring business into Newark without sacrificing much needed tax dollars. They also called upon the Council to adopt new measures for involving citizens in City responsibilities.

Councilman Branch said in reference to Mr. Henderson's remarks regarding the public hearings and citizen participation having an opportunity in understanding what the budget is all about. He would like to make a suggestion that perhaps they have a budget hearing in each of the Wards inviting the public and having persons explain to them about the budget.

(Councilman Rice arrived 11:40 A. M.)

REVEREND DAVID BURGESS, PASTOR OF ST. STEPHEN'S UNITED CHURCH OF CHRIST, IN THE IRONBOUND, WILSON AND FERRY STREETS AND ALSO PASTOR OF ZION UNITED CHURCH OF CHRIST IN VAILSBURG ON ALEXANDER STREET, addressed the Municipal Council congratulating them, particularly Councilman Martinez and Council President Grant for putting into the Budget an amount of \$800,000. to refurbish and resurrect the Wilson Avenue Pool. This facility provides recreation for the young and people of all ages. He assured the Council that the churches and community organizations of the Ironbound are willing and able to form a joint community committee to work with the City in operating this facility. He again congratulated the Members of the Council in thinking of the youth of the Ironbound as they think of the youth in all of the other Wards of this great City. They stand ready to cooperate in any way possible to make this a facility which answers all of the needs of the people in this community.

MS. BARBARA KUNZ, 22 WILSON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of all of the children in the City of Newark. Ms. Kunz congratulated the Members of the Municipal Council for putting the money into the Budget for the Wilson Avenue Bathhouse and asked Council not to let this money disappear as it had in the past. Everybody in the City is out to help the Council Members and the Mayor to get the City together. All the citizens want is a meaningful program. They don't want recreation centers that say "our doors are open, bring the children," but when they get there they don't have anything to do. They need good staffing, good maintenance and need the buildings secured.

Councilman Martinez stated that Ms. Kunz was the person who stood in front of City Hall four years ago with the kids, running cake sales. She is a person that never stopped having meetings in the community. This has been at least the 10th time that she has appeared before the Council pleading for that bathhouse. He commended the speaker for her efforts.

MR. ALFRED KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY, addressed the Municipal Council questioning the proposed Budget for the Law Department. He understands that anyone that works for the City that is being prosecuted receives free legal service. He questioned why the City has to spend \$350,000. to get private lawyers to defend these individuals. He questioned aren't the people in the Law Department competent enough to defend employees.

President Grant stated that if any City employee, elected or appointed official is before a court of law and that person is found guilty of the charges, then their legal fees will not be picked up by the City of Newark. If the person is found innocent, only in that case, will it be picked up.

MR. RUSSELL DAWKINS, 159 GOLDSMITH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to taking CETA personnel and placing them in the City Budget and requested the Council to look into this. The speaker questioned the proposed tax rate of \$13. and indicated that he will not be able to pay the taxes on his home.

MR. DONALD JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY, a representative of Coalition Six. The speaker felt that on an item such as this, all Council Members should be in attendance. The speaker felt that the people that are getting paid by the City of Newark are getting paid at a good salary and should be working a 40 hour week. The people they are deciding to put in the budget or not to put on the budget, they should have job descriptions, which they have been asking for. The speaker referred to the County Freeholders chopping about \$6 million from their budget. The speaker referred to the water rates being increased in this budget. They had public meetings and some of the Council Members came out. They got petitions, they talked with the Mayor and the Mayor said it was the Council's job. Two weeks later he mysteriously found \$2.9 million laying around somewhere and he asked how can you lose \$2.9 million and he said they won't have a water increase this year. The Housing Authority paid the City of Newark \$1 million on their water bills. They at Coalition Six want to know since water money has to stay with water money, why can't that \$1 million be used to reduce the rates of 9%. The speaker said they would like the Council to have the hearings at night so that they understand more about it.

Mr. Jackson hoped that they would look at this budget, use the paring knife and trim off the fat and get it back to delivering services to the people of the City of Newark that deserve it.

MR. JOHN DONAHUE, 25 FOUNDRY STREET, NEWARK, NEW JERSEY, addressed the Municipal Council representing the Ironbound Community and there are four areas they feel should be addressed by the Council and they are as follows: 1) the maintenance of the Fire Department at their present strength; 2) increase the Police Department; also allow for attrition and backfilling; 3) take a hard look at the proposed increase in the real estate tax. This will drive more people out of the City of Newark lowering their tax base and 4) recreation; recreation has been the "step child" of the City Budget. The removal off these dollars leaves an idle time for children, causing vandalism and increase in the crime rate.

April 15, 1983

The speaker thanked Councilman Martinez for introducing and trying to retain recreation in their community.

MR. JOHN WOODSON, 812 SOUTH 17TH STREET, NEWARK, NEW JERSEY, agreed with the comments made by the various speakers with respect to the Budget. The speaker felt that the personnel for Recreation and Parks in the amount of \$631,273. was ridiculous since there was only \$800,000. for maintenance. The kids are running wild in the streets because they don't have any place to play. The school recreation facilities have been overrun by reefer smokers, beer drinkers and everything else and no one is doing anything about it. The school yards are deteriorating. When he first came to Newark all the school yards were open for recreation for the young people. They are paying for a "penthouse" and living in the "basement". He is a member of Coalition Six and they have been successful in some of the things they have done. The most important thing now is the future and the future is our children. If they are not concerned about the children, they might as well give up. The speaker recommended that some of the money they are spending for recreation be divided up between the Ward Districts and he is pretty sure they can get volunteers to supervise their children. The City Council is elected officials by the citizens of Newark and the commitment they made to them, they were sincere enough to do something about the situation. He thinks that was one of the platforms of the Council when they were running that they were going to do something about the youth.

Councilman James said he was writing a statement and Mr. Woodson touched upon what he was writing on. However, he thinks there has been an unfair charge against the Council. If any action the Council has done in a unified fashion, has been to move to improve and strengthen their recreational office. First of all they have a Municipal Recreation Program. He would agree that there is a need for improvement and he thinks this Council has so indicated to Director Chavis. It was the Newark Municipal Council, when the Board of Education closed their playgrounds down, that placed in the budget at that time, \$1.4 million to continue the Board of Education's School Recreation. The Board of Education did not use those monies. In fact they used those monies for other purposes and went ahead for salaries, as indicated by Councilman Martinez, and closed the school playgrounds down. They have no say over that autonomous body. The recent election of Board Members in selection of Board Members was for the very question, if you are dissatisfied with the Board of Education by the recent actions by the citizens of Newark, those Members elected would bring about the necessary change and certainly citizens should be there to speak at their meetings. He thinks they should be mindful that at their budget hearing only 2 citizens showed up and one of them was a staff member for a Member of the Council. He has already made a proposal to the Board of Education which he will be making public, that they open all of the school playgrounds. He thinks it is ridiculous and said this to the Council, to have play streets next to a padlocked playground. The reason they closed them down and they are going to assist the Board of Education, they started paying someone \$60. to throw out a basketball, he would say that would be a poor teacher who just throws out a basketball on a playground would be ridiculous. He is suggesting they use Recreation Leaders, Recreation Assistants, who would be under a 2 year program at Essex County College. Rather than paying \$60. or \$75., that person would be paid \$20., \$30. a day. They could be from the community, provide jobs, our children would have a place to go, instead of loitering in the streets, ending up in purse snatching, some and drugs and doing other ills. They could actually have a Board of Education - Municipal Recreation Program, at a reduced cost, but he thinks it would solve the problem. That proposal will be made public very shortly. They need to do more for the youth of our community who are too often turned out on street corners and end up in crime.

Councilman Rice concurred with remarks made by Councilman James and he too respects what has been said by the speaker and he thinks the playground concept isn't a new one. He thinks long before this Council said in July of 1982, it was something that most of them were active in the community. He thinks the difference is that this Council is ready to stop talking about it and do something about it. He has spoken to Director Chavis and indicated he wants a meeting as soon as possible with the Director of Recreation of the Board of Education, the persons from Public Housing who are charged with that responsibility because some of the Housing areas have recreational facilities, as well as the persons in charge of recreation for the County.

During these hard economic times, everybody is crying that the budgets are tight. They bring these forces together who are responsible for recreation throughout the City and they pool and do some concept by 1) opening up the playgrounds. They are not going to have a problem in really servicing the youngsters of the community. They can look at this in a selfish manner, if they did that, he thinks most of that budget would be coming to the West Ward, because they do not have any facilities. He talked to the Director of Recreation. There is no intent at any time in the future to build a facility in the West Ward community. He personally sees and the community people see that not only money is needed but space, which is available in the playgrounds. He thinks if they talked about playgrounds, they can talk about the equity of sharing recreation throughout the City. He visited Bergen County and talked to Mark Hagler, whose recreation went back to the City from the Board of Education. He made it very clear to him that it is not a problem because they do have a \$800,000. budget. The problem is getting the schools. He also made it clear to him that the people, those of them who are concerned, must sit down with the Board and respectfully request that the playgrounds be turned over to the people. If that doesn't occur, it is up to them to go and remove the gates and put the kids back in there. He thinks they are all really talking about the same thing and he too has a proposal that was sent to the Director and hopefully it will be coming back to the public.

Councilman James said that President Grant has stated too often the cost of keeping the children incarcerated as opposed to keeping them out. He most recently spoke at the Youth House and there were 300 youths between the ages of 8 to 18, breaking and entry, criminal activities, such as crime, individual who was unfortunately killed in Irvington and you look at some of these young people and say to yourself, "you can't excuse the crime for which they are being housed" but you can say "how many would not be here today, if they could have been meaningfully involved in wholesome activities". So those who would say, we don't want to spend that money, President Grant has stated quite often, they spend x amount of dollars to incarcerate them and yet they spend a mere fraction of that in education. He thinks they need to turn the wheels around. If it cost \$2. to keep them in jail and \$.50 to educate them, perhaps they ought to spend \$2. to educate them and only spend \$.50 to incarcerate them.

President Grant stated the State of New Jersey spends \$24,800. a year to keep a youngster in jail and only gives the City of Newark \$1,300. a year for education. It shows that our priorities are reversed. They are mixed and certainly the entire Council, he is sure, shares in the concern of the young people of the City.

Councilman Payne said the whole question of recreation is indeed something that is a crucial area that they must have a quantum increase in the level of participation and the level of services rendered. In some countries they say the manner in which a nation looks after its young is a way that a nation provides for its people in general. It has been mentioned that our young people are indeed our most valuable possession and they must really invest in their future. Unless we start preparing them for it, they are going to be lost. He thinks the ones Councilmen James and Rice's proposal and others, are set forth, they really need to take a real comprehensive overall look at the question of recreation. He thinks they need to bring in the County Parks System where in this County there are 29 different parks and facilities, about a third of them in the City of Newark. They need to have the Newark Recreation Department working in close cooperation with the County Recreation Department. They need to then have the Board of Education tied into the overall recreational approach. He thinks they need to involve private, non-private agencies, Boys and Girls Clubs, YWCA, the Boys and Girls Scouts and get a meeting of all of the people who are charged with the responsibility of providing recreational services and since there is in fact a crunch on the amount of things that can be made available, perhaps with inter-agency cooperation, would share responsibilities with sort of pooling the resources, there could be an overall comprehensive program. Something like this is not going to happen overnight. It will perhaps take several years. He thinks they should immediately move into this. The whole question of volunteers mentioned by one of the speakers, is a good concept. He thinks they should take a look at liability, liability insurance. He is saying it can probably work but it can't work automatically. What happens if a volunteer injures a youngster. There are a lot of good thoughts coming out and they can work. What he is pleading for is a comprehensive thorough kind of approach so they can do it right. He was appalled as he passed George Washington School wherein there are six basketball hoops all of which are broken.

April 15, 1983

(Councilman Tucker arrived 12:09 P. M.)

Councilman Payne felt that something has to be done. He does not know if for the summer of 1983 they can have the type of program he would like to see. He thinks with the support of everyone and the unanimous concept of the Council they will move towards a real meaningful recreational program in the City.

Councilman Branch said he supported the statements made by his colleagues. He knows what recreation means to the young. He suggested that since they are talking about the amount of resources they have in the City of Newark, there is no reason why they can't pool together a recreational program in the City of Newark. If the Council is going to participate, he thinks they have to know how much money they are going to give as well as the Board of Education and the other agencies so that they can come up with a total recreation program. There is no need to have a recreation program during the summer months and nothing during the winter months. These kids need something all year around. If they intend just to talk about it and not do anything, then they are wasting their time again. He would like to suggest that they take some time out and begin to set a role in the City of Newark for recreation because recreation and education go hand in hand. When a youngster has nothing but idle time on his hands, he is going to create the kind of activity that is going to be more detrimental to himself than in the community. The amount of money they spend for these youngsters that go to jail and look at the number of persons at Rahway Prison, cost \$30,000. a year and there is no reason why they can't find any money to create some programs. Every time recreation comes up in this City, the Board of Education or at the Council level, everybody talks about they don't have the money. First of all he would like to say they are never going to have the money because if they don't develop something to get the money, then they will have none. All the money they spend for vandalism, etc. but they won't spend the money to develop recreation programs and he does not understand that.

Councilman Martinez said he thinks they are missing the boat here. He thinks they have two budgets that they are concerned about. One is operating and the other is capital. He is very satisfied with what is in the capital budget about building, renovations, plans for the future. He thinks the point they are missing is that they are looking at \$13.06 tax rate, up almost 30% from last year and they are looking at one of the reasons that it has brought us, 1983, to a tax rate of \$13.06, water and sewerage bills that are almost unconscionable, almost confiscatory. In 1977 the Board of Education Budget was \$22 million; 1983 \$52 million; administrative salaries from \$60,000. to \$73,000., with an 8% additional for 5 year guarantee, bringing the salary to \$105,000., higher than the Governor of the State of New Jersey. Our youngsters are graduating from the 12th grade with second and third grade reading level. The City of Newark has maintained the 5% increase with the CAPS, yet we have not seen other agencies maintain that 5% increase, some areas 50%, 60% increases; \$240 million in ratables have been lost in the last 10 years in the City of Newark. If you took a \$10. tax rate, it means \$24 million that they will not see this year that they should have seen if things have gone and progressed as they should have; \$26 million in uncollected water and sewerage bills; \$11 million to the Newark Housing Authority and based upon different statements given by people, whether the Judge or the Administrator of the Courts, from \$10 to \$18 million in uncollected traffic fines. Today they are looking at a deficit, a tax rate of \$13.06, where they should be looking at \$62 million in their coffers, taking a low figure to \$80 million that they should have for surplus. Their tax rate should be far below \$9. or \$8. They talked about recreation for their youngsters and recently he was in the Youth House a week ago, spoke to a 15 year old girl and 16 year old boy, who brutality murdered a man in Irvington, beat him to death and as the girl told him, she didn't want to go to school that day and how sorry she is that she is there because she should have gone to school. A speaker pointed out that they should hire more police officers and they should look to maintain the attrition rate. This Council has supported a referendum back several years ago, where the citizens of Newark said they should have a minimum amount of police officers for the City. It was taken to Court by the Mayor and Administration said no and they agreed that they want to see every policeman now because they are now at the bottom of the totem pole level. They are down to 874 and maybe 75 to 100 will leave this year. They want to see those positions replaced. This Council has taken a posture not to touch the Police Budget, not to touch the Fire Department budget but to help it anyway they can. This Council has also taken a position in recreation, as it is shown in the Capital to improve the facility. He is asking his colleagues today not to vote on this total budget package, but to extend it for ten days for several reasons. He heard people discussing the recreation

program. Maybe a lot of them are not aware that under the new Job Program from the Federal Government. The UPARR Program in Newark will receive about \$3 million this year and he thinks this Council should sit down with Jewel Thompson, because within the next ten days she has to submit the application to the Federal Government for the acceptance of that \$3 million or they can lose it. He looks at the Capital Budget and sees a lot of development going on. The Riverfront Project, has been a "baby" of his for years, finally becoming a reality; \$395,000. in the budget this year with a \$10 million projection for a new hotel, condominiums, and other development that will bring ratables to the City of Newark to help reduce that tax rate. He supports the Capital Budget and he thinks they have a lot of homework to do in the next ten days on this tax rate. He does not think it is conscionable to say a \$13.06 tax rate is acceptable in the City of Newark because next year, if they think things are bad now with abandonment, who can afford a 30% increase in rents, a 30% increase in taxes. If a person is paying \$900. now, next year they will be paying \$1,200. If a person is paying \$200 a month in rent, the rents would go up \$240. or \$250. They have to take a long hard look, get out the pencil in the next ten days and start doing some homework on this tax rate.

MRS. DAWKINS, 159 GOLDSMITH AVENUE, NEWARK, NEW JERSEY, representing the Goldsmith Block Association. The speaker noted that recreational programs should be educational programs and thinks that the Council has stated that very well. She thinks it needs to be outlined and in doing so she suggested if the President and the other Members of the Council before leaving this meeting, appoint Members of the Council to work on this program which should include citizens from the community. They have people in the community who are very concerned and would volunteer their services.

Councilman James stated for the record and concurs with Councilman Martinez's remarks but he wants to make it clear because whenever they get into a budget crisis and they talk about priorities, and again they put the recreation down. All those problems they talk about in the City, uncollected fines, etc. They gave raises to all of those Administrators. He always says, how they continue to condemn the Administrators for not doing their job, yet when raises come up, 20%, 40%, they give it to them. Evidently, they are saying to them, they appreciate what they are doing, they are doing a good job. He would like to see them, if individuals are not doing a good job, when raise time comes along, they will not get a raise, because they were not productive last year, did not do your job well last year. They tend to do it in reverse. Whenever you have children, they know they are going to eat their candy, their pop corn, have their ice cream, make sure you eat your potatoes, vegetables and your meat. What he is suggesting, the Board of Education, if we give them \$500 million, they are going to spend every penny and come up with "zero" at the end of the year. He is not sure Johnny is going to be able to read and write at the end of the year, they hope, but at least they know if they take kids off the street corners, our senior citizens, our streets, our City and our youth will have a better life. If they implement the program he is talking about, that \$700,000. as to opposed what they used to fund, \$2 million. They are still going to buy new cars, still give themselves raises so he is saying just making sure the kids get their spinach and get the potatoes, at least put our kids off the street corners and know that a recreation program might keep them out of a Youth House and he doesn't think they should lose sight of that. The people came to them and said "Newark, you sent back \$2.5 million for the JFK, for a swimming program, we will run it." The citizens are running a swimming program. In the Ironbound the people said "open the door, we will run it." What he is suggesting that they have failed to understand, as Mrs. Dawkins has indicated, that there are many citizens that would come forth and help the City, he is giving it a low priority, he is not saying because of our tax rate, confiscatory property tax rate, that they should give it everything. He is saying they should not lose sight. The most precious product they have in their City are the youth, who come after them, will be the future teachers, doctors. They should give them a chance by giving them some recreational programs that are meaningful, keep them off streets and off drugs. He questioned whether they are knowledgeable that they have 40,000 people who are drug addicts in the City of Newark. He hoped that they do not allow the Board of Education or anyone else to tell that recreation is a low priority. They are not going to educate all of their children in a year but they can save some lives and keep them off the streets.

MR. FRANK HURTZ, 402 MT. PROSPECT STREET, NEWARK, NEW JERSEY, stated the City of Newark has a serious problem which is not being addressed in the Budget. The speaker questioned whether the tax rate will be \$13.06 as stated by Councilman Martinez or will it be \$14. or \$15. He thinks an analysis of this budget would say it would be close to \$15. He thinks that Coalition Six Budget Task Force has looked at this Budget and in spite of an alleged cry for a need of more

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money, they see a great deal of fat and look at the budget that was originally submitted, \$289 million. The latest budget which they are going to approve or reject is \$225 million, almost \$60 million has been dropped from the original budget submitted by the Mayor. It still indicates in spite of that, there is money in this budget which could better go for the servicing of the citizens of Newark, better police protection, more adequate fire protection, give them better recreational facilities. All they would have to do is eliminate 175 new jobs that are not relevant to producing City services. If they take a close look at this job they would find there is a lack of good management. He requested the Council to postpone this budget for 10 days as proposed by Councilman Martinez and get to the basic fundamentals of getting a good working cost effecting budget together. The speaker said the Council was responsible for this budget. They are responsible for giving the raises and not the Mayor. The speaker urged the Council to come up with a 10 day postponement on the budget.

President Grant stated that today is not a vote for the adoption of the budget. It is merely a public hearing on the budget. The proper date and time for the adoption of the budget and also for the amendments will be properly advertised in a timely fashion through the media.

No one else appearing, a motion to close the hearing on the approved budget, as advertised, was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, President Grant.
No: Councilman Tucker.

Councilman Branch thanked Coalition Six and the other organizations throughout the City for expressing their concerns with respect to the budget.

Councilman Tucker said he would like to reiterate the concerns raised by President Grant in stating that at today's meeting they are introducing the budget. They in effect are not approving the budget. He thinks people have a tendency to confuse the two issues. He does think it is important for him to comment at least on some of the concerns raised by his colleagues dealing with what in effect they are faced with at this point in time in dealing with the amount of net tax dollars that are needed and what is recommended by the Mayor in the proposed budget. It may very well be clear in some peoples minds that they are looking at a budget that would approximately be \$13.02, if the Council in effect did nothing on the matter. Most of them are probably knowledgeable based on the advertisement that appeared in the paper of what the original proposed tax rate was. There have been some amendments and have been submitted and have not been introduced. The Council has been in receipt of them and currently are in the process of reviewing the amendments and further reviewing the Mayor's budget. He believes they have a second hearing on the budget which will be held on April 25th, which is the proposed date dealing with final adoption of the budget. He thinks if concerns are raised to specific departments or that the overall tax rate on the capital budget, etc., the public is not shut out at this point in time. They do have an opportunity to basically hear the concerns in regard to the amendments and also provide input throughout this entire process until the 25th of this month.

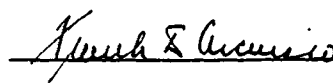
ADJOURNMENT.

12. A motion to adjourn this meeting was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

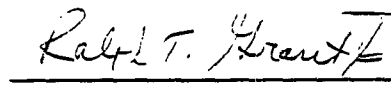
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 12:36 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Thomas G. Smith, Our Lady of Good Counsel Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lt. Nicholas Della Valle, Sergeant-at-Arms; Assistant Corporation Counsel Hammond-Freeman.

(Councilman James arrived 8:30 P.M.)

(Councilman Payne 8:45 P. M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on April 12, 1983 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD FEBRUARY 23, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-b.

The City Clerk presented COPY OF MINUTES OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD FEBRUARY 23, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-c.

The City Clerk presented 1982 TAX SALE EXCLUSION REPORT, SUBMITTED BY MR. KENNETH A. JOSEPH, ACTING TAX COLLECTOR.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD MARCH 8, 1983.

(Copy submitted to each Member of the Council)

APR 1 20, 1983

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF ALCOHOLIC BEVERAGE CONTROL, HELD DECEMBER 13 AND 20, 1982 AND FEBRUARY 14, 1983.
 (Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-f.

The City Clerk presented 1982 ANNUAL REPORT, NEWARK FIRE DEPARTMENT, SUBMITTED BY HONORABLE JOHN CAUFIELD, FIRE DIRECTOR.

A motion that the Annual Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-g.

The City Clerk presented 1982 ANNUAL REPORT, RENT CONTROL BOARD, SUBMITTED BY MS. GERALDINE SMITH, RENT CONTROL ADMINISTRATOR.

A motion that the Annual Report be received and placed on file was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-h

The City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.) GENERATED PRINT-OUT REFLECTING RENTAL ACTIVITY OF CITY-OWNED PROPERTY FOR MONTH OF FEBRUARY, 1983, SUBMITTED BY MR. OTTO ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by President Grant and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-i.

The City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.) GENERATED PRINT-OUT REFLECTING RENTAL ACTIVITY OF CITY-OWNED PROPERTY FOR MONTH OF MARCH, 1983, SUBMITTED BY MR. OTTO ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-j.

The City Clerk presented BOARD OF EDUCATION CAPITAL PROJECT STATUS, AS OF NOVEMBER 30, 1982, SUBMITTED BY MR. FLEMING JONES, FINANCE DIRECTOR.
 (Copy submitted to each Member of the Council)

A motion that the Status Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-k.

The City Clerk presented BOARD OF EDUCATION CAPITAL PROJECT STATUS, AS OF DECEMBER 31, 1982, SUBMITTED BY MR. FLEMING JONES, FINANCE DIRECTOR.
 (Copy submitted to each Member of the Council)

A motion that the Status Report be received and placed on file was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

4-1.

The City Clerk presented REPORT OF TAX ABATEMENT PROPERTIES, 1ST QUARTER, FOR PERIOD JANUARY 1, 1983 TO MARCH 31, 1983, SUBMITTED BY DIVISION OF REVENUE COLLECTIONS, DEPARTMENT OF FINANCE.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

A motion to change the order of business to consider special resolutions on the Calendar was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

City Clerk D'Ascensio stated there are a group of citizens here tonight who wish to present a particular Council Member with a certificate of appreciation for services to the community.

Mr. Hadren W. Simmons on behalf of a group of people, had the pleasure of participating in a City Government Course given by Council President, Ralph T. Grant, Jr. at the Greater Harvest Baptist Church and felt that they should do something to show their appreciation. They presented him with a beautifully inscribed plaque showing their appreciation and gratitude.

President Grant stated normally at this meeting they honor other people. This comes as a complete surprise to him. He thought what he was doing was merely a part of his responsibilities as a Member of the City Council. He simply went into the community. For six weeks they gave 6 lectures dealing with the workings of Newark's Municipal Government. The final session was televised by Cable TV and he understands it will be shown on Channel 32 this Friday, in the afternoon. He thanked them very much for this honor.

A motion to consider Resolution 7-R-ce at this time was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

7-R-ce.
 (A.S.)

RESOLUTION RECOGNIZING AND COMMENDING EDDIE MUSTAFA MUHAMMAD, FORMER WORLD LIGHT HEAVYWEIGHT CHAMPION, AS ONE OF THE MOST OUTSTANDING BOXERS IN THE NATION TODAY.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
 President Grant.

President Grant read the resolution in full and presented a suitably inscribed resolution to Mr. Muhammad, on behalf of the Members of the Council.

Mr. Muhammad thanked the Members of the Municipal Council for this honor.

President Grant recognized one of the Champs closest friends and advisor and one of New Jersey's great Oral Surgeon, Dr. Bernard Robinson, who was present in the audience.

April 20, 1983

A motion to consider Resolutions 7-R-bn. through 7-R-bs. was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

(Councilman James arrived 8:30 P. M.)

(Councilman Payne arrived 8:45 P. M.)

7-R-bn.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING BOY'S TRACK TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC YEAR.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING THE GIRL'S TRACK TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC YEAR.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING THE FOOTBALL TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING THE BOYS' CROSS COUNTRY TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING THE SOCCER TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING THE GIRLS' CROSS COUNTRY TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Rice requested the Coaches to come forward to receive the Team Awards. He requested all the young people from Vailsburg High to stand and receive a round of applause for an outstanding job done.

Councilman Rice read the Resolutions in full and presented suitably inscribed Resolutions to the Coaches, on behalf of the Members of the Council, to be distributed to all the participants involved.

The Coaches thanked the Members of the Municipal Council for honoring the young people from Vailsburg High who participated in the various athletic teams.

President Grant noted he sees in the midst of all the Coaches, a very fine graduate from Shaw University, Mr. Jones.

A motion to consider Resolutions 7-R-d. and 7-R-e. at this time was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-d.

RESOLUTION RECOGNIZING AND COMMENDING JERSEY JOE WOLCOTT, NEW JERSEY ATHLETIC COMMISSIONER AND FORMER WORLD HEAVYWEIGHT BOXING CHAMPION, AS ONE OF THE GREATEST ATHLETES OF THE 20TH CENTURY AND ONE OF NEW JERSEY'S MOST DISTINGUISHED PUBLIC SERVANTS.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman James stated that Mr. Wolcott's health would not allow him to be in attendance at this meeting but they are still going to honor him.

Councilman James requested Ms. Carolyn Kelley, the First Female Boxing Promoter to approach the dais.

Councilman James read the resolution in full and presented a suitably inscribed resolution to Ms. Kelley for Mr. Wolcott, on behalf of the Members of the Municipal Council.

Ms. Kelley thanked the Members of the Municipal Council for honoring Mr. Wolcott in this fashion.

7-R-e.

RESOLUTION RECOGNIZING AND COMMENDING ROBERT W. LEE, DEPUTY ATHLETIC COMMISSIONER FOR THE STATE OF NEW JERSEY, FOR ALL HIS EFFORTS TO EXPAND AND IMPROVE THE SPORT OF BOXING IN THIS STATE.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman James read the resolution in full and presented a suitably inscribed resolution to Mr. Lee, on behalf of the Members of the Municipal Council.

Mr. Lee thanked the Members of the Municipal Council for bestowing this honor on him.

Councilman Branch commended Councilman James for having resolutions drawn up commending these two fine gentlemen. He has known Mr. Lee for a number of years. These two men have brought boxing back to life, two men that have boxing in their hearts and two fine men that have made boxing possible for many black promoters that wouldn't have gotten the change if it wasn't for these men.

A motion to consider Resolution 7-R-c at this time was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c. RESOLUTION RECOGNIZING AND COMMENDING THE GIRLS' BASKETBALL TEAM OF MALCOLM X SHABAZZ HIGH SCHOOL, THEIR COACHES AND PEP SQUAD, ON WINNING THE GROUP 3 STATE CHAMPIONSHIP FOR THE FIRST TIME AFTER AN UNDEFEATED SEASON.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman James saluted and congratulated the young men and women from Vailsburg High School for their outstanding achievement and Councilman Rice for his recognition of the young men and women.

Councilman James suggested that everyone present in this audience should write a letter to the Star Ledger. Any time a team wins 29 in one year and they are not Coach of the Year, something is wrong. Any time they won 27-2, last year they received no recognition, something is wrong. 56 wins and 2 losses in two years and the Star Ledger did not recognize the Coaches of Malcolm X Shabazz High School. The Coach they did select was beaten by Malcolm X Shabazz High School. They are doing to their teams in Newark what they are doing to Shabazz, what they did to Barringer.

Councilman James requested the Principal, the Coaches and the Girls' Basketball Team of Malcolm X Shabazz to approach the dais.

Councilman James read the resolution in full and presented suitably inscribed resolutions to the Principal, Coaches and the Team, on behalf of the Members of the Council.

Mr. Mays, Principal and the Coaches thanked the Members of the Council for this honor.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE TO AMEND TITLE 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW SECTION. (LICENSING AND REGULATING TIRE REPAIR SHOPS)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Payne.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET.

(Broad Street, East Side, beginning 306 feet south of the southerly curblin of Edison Place and extending 22 feet southerly therefrom.

Lake Street, East Side, beginning 757 feet south of the southerly curblin of Bloomfield Avenue and extending 24 feet southerly therefrom;
East Side, beginning 168 feet south of the southerly curblin of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilmen James, Payne.

6-F-c.

The City Clerk read AN ORDINANCE APPROVING THE PURCHASE OF AN EASEMENT IN PERPETUITY ON PREMISES KNOWN AS PART OF BLOCK 153, LOT 3, IN PEQUANNOCK TOWNSHIP, NEW JERSEY, FROM THE BROOKS - PODESTA TRUST, FOR THE SUM OF ONE THOUSAND DOLLARS (\$1,000.); PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-4 (a).

(To gain access to the Pequannock Aqueduct)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilmen James, Payne.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-d.

The City Clerk read A BOND ORDINANCE PROVIDING FOR VARIOUS SCHOOL IMPROVEMENTS IN AND BY THE CITY OF NEWARK, APPROPRIATING \$9,088,000. THEREFOR, AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$9,088,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. John B. Frohling, Frohling and Hanley met with the Council April 19, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilmen James, Payne.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

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6-F-e.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING THE POSITION OF SCHOOL TRAFFIC GUARD (PART TIME) IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR (6-S & F-bk) ADOPTED NOVEMBER 22, 1966 AND AMENDMENTS THERETO." (TO ADJUST SALARIES PER LABOR AGREEMENT WITH THE SCHOOL SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617, SCHOOL TRAFFIC GUARDS).

(5% adjustment per Contract - Local Union 617)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Payne.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-f.

The City Clerk read AN ORDINANCE PROVIDING FOR ANNUAL CLOTHING ALLOWANCE FOR SCHOOL TRAFFIC GUARDS IN THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY.

(Increase in clothing allowance - \$25. per Contract - Local Union 617)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen James, Payne.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CLINIC NURSE AND TO DELETE THE TITLE OF NURSE PRACTITIONER S.T.D.)

(Title change per Civil Service Reclassification - No salary change)

(Clinic Nurse 1/1/83 \$16,282.71 - \$19,792.30

(35 Hours) 1/1/84 17,096.84 - 20,781.91)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom salary range for the year 1984 was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

A motion to adopt the ordinance on first reading, as amended, was made by Councilmen Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice to its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR WATER TREATMENT PLANT SUPERINTENDENT AND CHEMIST, WATER AND TO DELETE THE TITLE AND SALARY RANGE FOR WATER QUALITY SUPERVISOR)

(Title change per Civil Service Reclassification - No salary change)

(Water Treatment Plant

Superintendent and Chemist, 1/1/83 \$18,033.44 - 21,925.22

Water (40 Hours) 1/1/84 18,935.53 - 23,021.48)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom salary range for the year 1984 was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance on first reading, as amended, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR FIELD REPRESENTATIVE, CONTRACT COMPLIANCE AND TO DELETE THE TITLE AND SALARY RANGE FOR FIELD REPRESENTATIVE, HUMAN RIGHTS COMMISSION).

(Deleting Field Representative - Human Rights Commission and creating Field Representative, Contract Compliance - No change in salary)

(Field Representative, Contract

Compliance (35 Hours) \$15,703.91 - \$19,087.48)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-j.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Office of Real Property)

Current titles being paid in accordance with 1981 Master Pay Grade Scale. Titles inadvertently omitted for 1982 and 1983 salary increase. All positions represent 5% increase for 1982 and 1983. Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne.
No: Councilmen Martinez, Tucker, President Grant.
Not Voting: Councilmen Rice, Villani.

Councilman Carrino requested to remove his second to the motion.

A motion to adopt the ordinance on first reading was made by Councilman Branch.

There was no second to the motion.

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.
No: President Grant.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)

(Position formerly funded by HCDA - City adopted position with 1982 salary on February 16, 1983, 6-Ph, S & F-p; 5% increase for 1983 - position represented by Essex Council #1 - Civil Service Association)

(Personnel Division
Secretarial Assistant 1/1/83 \$13,416.54 - \$15,703.91)
(35 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Payne, Tucker, Villani, President Grant.
No: Councilman James.

Not Voting: Councilmen Carrino, Martinez, Rice.

President Grant: The yeses are five, the noes are one and three not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-l.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR CHIEF INSPECTOR OF COMBUSTIBLES)

(Chief Inspector of
Combustibles (1) \$23,664.80 - \$24,474.64 - \$25,281.30)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY" (6-S & F-6f) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE NUMBER OF POSITIONS AND THE SALARY RANGE OF SUPERVISING FIRE PROTECTION INSPECTOR)

(Supervising Fire Protection

Inspector (2)

\$22,474.64 - \$25,281.30)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

6-F-n.
(A.S.)

The City Clerk read AN ORDINANCE RATIFYING AND AUTHORIZING THE EXECUTION OF A LEASE BETWEEN CITY OF NEWARK, OWNER, AND THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, TENANT, FOR THE LEASING OF THE CITY'S SOUTH SIDE INTERCEPTOR SEWER FOR A PERIOD OF TWENTY-FIVE YEARS STARTING JANUARY 1, 1983 TO DECEMBER 31, 2007.

(Said Commissioners shall pay annual rent for each of the 25 years of Lease Agreement; annual rent shall be calculated by multiplying 10 billion gallons of yearly effluent times the actual operating and maintenance rate per year times 25%)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice; Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

A motion to consider Item 8-j on Ordinances for First Reading was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-o.
(A.S.)

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR THE POSITION OF SUPERVISING CASHIER, CITY CLERK)

(To adjust salary - 13% increase effective July 1, 1983

4.8% increase effective January 1, 1984)

(Supervising Cashier, 7/1/83 \$19,650.00 - \$19,650.00

City Clerk (35 Hours) 1/1/84 20,632.50 - 20,632.50)

(Copy of ordinance submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom salary range for the year 1984 was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Rice.

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A motion to adopt the ordinance on first reading, as amended, was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilman Rice.

President Grant: The yeses are six, the noes are two and one not voting. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on May 4, 1983.

After 6-F-g, a motion to change the order of business and consider Item 8-d on ordinances for first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman Payne.

6-F-p.

The City Clerk read AN ORDINANCE AMENDING TITLE 14, CHAPTER 2, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A PARAGRAPH (C) REQUIRING ANY ONE CONVICTED OF ENGAGING IN PROSTITUTION TO RECEIVE A HEALTH EXAMINATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Martinez said that North Broad Street and South Broad Street is swarming with prostitutes during the day time and particularly in the evening hours. Many of them have been picked up by the Police Department brought into court and charged \$25. and they are back out in the streets. The prostitutes from New York City come into Newark because Newark is easy "picking". Unfortunately, certain laws can be changed, certain laws cannot. He thinks this law will give the Police Department and the Courts added bite because not only does it attack the prostitute but goes after the cause of prostitution, the John. The ordinance would call for, if a person is convicted, and you need two parties to be convicted of prostitution, the John and the prostitute, it would require an immediate health examination for VD. Perhaps people are not aware that VD is very serious, not only here in Newark, but throughout the country. For those Johns that don't live in Newark and they come into Newark for easy "pickings", when their family receives a letter from the Newark Health Department, it certainly is going to be an indication that he did something in Newark that they shouldn't have been doing. The other point which is important. When the Judge tells the person to go for a health check-up and they fail to respond and there are some urban Johns that perhaps would feel in their best interests not to respond, that Police Department of that town would be contacted because there will be a warrant for the John's arrest for failing to participate in a health examination. There is also a law that whether it be the John or the prostitute, which is a State Law, that anyone convicted of transmitting this disease, VD, from one person by sexual contact to another is guilty of a State Law. Failure to report for a health examination will mean a fine of \$500. and 90 days in jail. There would be no longer that \$25. fine. He hoped his colleagues and most of them have recognized the situation as they travel through the downtown area, most of them have been contacted by the business community that are trying to build new buildings in the area, such as One Washington Plaza, only to have their employees walk out and also to be frustrated and pestered by people passing by in automobiles thinking they are hookers and looking to pick up the decent residents and employees traveling to and from the City of Newark. He knows they are all fed up with it, all trying to clean it up and he thinks this is a good ordinance and hoped he would get the Council's support.

Councilman Branch said he supports Councilman Martinez's ordinance but only has one slight problem, the enforcement of it. He would suggest that they should have from time to time have someone talk about actually what they are doing in terms of those prostitutes being picked up, where they are going, whether they

are having those health examinations. He doesn't know how they can enforce this unless the prostitutes are taken directly for a health examination. Any one can see that on Clay and Broad Streets, young girls between the ages of 14 and 15 and he thinks it is a crime to see these young girls who could become very productive and become prostitutes and doesn't know how they can really turn it around.

Councilman Martinez said what he is asking for is a vote of confidence and he is also going to request that the City Clerk invite Director of Health and Welfare Cherot, Police Director Williams, Presiding Judge Lester and Mr. Mort Pye, of the Newark Star Ledger. He is also making a request that any person that is convicted of a crime, that is a matter of public record, asking the Newark Star Ledger to cooperate in this effort to post those names in the newspaper of those prostitutes and those Johns who have been convicted. He thinks with the cooperation of everyone, the news media, police department, health department and the courts, he thinks they can go in the right direction. He certainly agrees with his colleague that they need enforcement, need a strong enforcement and will also ask Director Williams if he can use some policewomen as decoys as they are used in other towns. If you get rid of the Johns then you will get rid of the prostitutes.

The motion to adopt the ordinance on first reading and directing the City Clerk to invite Director of Health and Welfare Cherot, Police Director Williams, Presiding Judge Lester and Mr. Mort Pye, of the Newark Star Ledger to meet with the Council at their pre-meeting conference May 3, 1983 was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

At a later time in the meeting, a motion to consider Item 8-g on Ordinances for First Reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-F) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ALLOW THE OPTION OF FILLING THE POSITIONS WITH 1, 2, 3, 4 OR 5 PERSONS).

(Change in Section 3 to increase the hours from 17 to 20 hours to conform to City policy)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 4, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

April 20, 1983

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTIONS 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON UNION STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Union Street:
West side beginning 110 feet north of the northerly curblineline of Ferry Street and extending 196 feet northerly therefrom from 8:00 A.M. to 6:00 P.M., except Sundays.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE SALE OF 13 CITY-OWNED PROPERTIES LISTED BELOW TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (b) (1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises listed below are no longer needed for public purposes by the City of Newark.

Section 2. That the premises listed below be sold to the Housing Authority of the City of Newark, a body politic and corporate, by private sale for the amount of \$1.00, pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 3. The consideration received by the Housing Authority for any sale of the hereinmentioned property, shall be paid to the City of Newark within ten (10) days after the delivery of deed to the purchaser.

Section 4. That the Director of Finance be authorized to execute a Bargain and Sale Deed for the below described premises, same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>
235	8	66 South Orange Avenue
235	7	68 South Orange Avenue
235	6	70 South Orange Avenue
235	5	72 South Orange Avenue
235	4	74 South Orange Avenue
235	3	76 South Orange Avenue
235	2	78 South Orange Avenue
235	1	80 South Orange Avenue
235	9	7-9 Broome Street
235	10	11 Broome Street

235	56	8 Prince Street
235	54	10-12 Prince Street
235	53	14 Prince Street

Section 5. This ordinance shall take effect upon final publication and passage according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appeared.

Councilman Tucker questioned whether there was any pressing need to turn these properties over to the Housing Authority. If there is an imminent development in regard to these properties, he thinks they should move affirmatively on them but if not they should at least hold this up until they are sure what direction they are going to in regard to the Redevelopment Agency.

President Grant asked whether the back-up information shows the Housing Authority transferring these properties to a developer or something they are just grabbing to hold for a period of time.

City Clerk D'Ascensio replied there is no indication in the correspondence. Although, it is contemplated to be part of a project of which the properties are a part. The letter from Business Administrator Hill states that "the Real Estate Commission at its meeting of February 10, 1983, approved the sale of the aforementioned properties to the Housing Authority of the City of Newark pursuant to N.J.S.A. 40A:12-13(b)(1). The subject properties consist of thirteen vacant lots. If the Housing Authority sells the subject properties to any developer, full consideration shall be paid to the City of Newark for such sale."

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Councilman Carrino questioned if these lots are in the same general area or are they spread out?

City Clerk D'Ascensio replied 8 properties on South Orange Avenue, 2 properties on Broome Street and 3 properties on Prince Street. They are all in the same Block, Block 235.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 27:1-1(c) OF TITLE 27, ZONING AND SECTIONS 5:1-1 AND 5:2-11 (d) OF TITLE 5, AMUSEMENTS AND AMUSEMENT BUSINESSES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) AS AMENDED AND SUPPLEMENTED, TO AMEND THE DEFINITION OF "ARCADE"

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That Section 27:1-1(c), Definition of Title 27 be amended in part so that the definition of "Arcade" reads as follows:

Arcade means any place or premises wherein five or more coin-operated amusement devices are maintained for use and operation by the public.

Section 2. That Section 5:1-1, Definitions of Chapter 1, Arcades, of Title 5 be amended in part so that the definition of "Arcade" reads as follows:

Arcade means any place or premises wherein five or more coin operated amusement devices are maintained for use and operation by the public.

Section 3. That Section 5:2-11(d), Restrictions, of Chapter 2, Coin Operated Amusement Devices of Title 5 be amended to read as follows:

5:2-11 Restrictions.

...

(d) Any place or premises wherein five or more coin operated amusement devices are maintained for use and operation by the public shall be licensed under Chapter 1 of this title.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 5. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino.

There was no second to the motion.

Councilman Rice said he is going to ask that they consider tabling this ordinance. They worked diligently to make a strong video-amusement ordinance in the West Ward community, like the other communities being inundated with these video arcades and video machines. The drug and crime problems in the West Ward had risen tremendously since the number of machines have entered into the business establishments in the community. Presently he is dealing with Irvington to strengthen their laws to keep the pressure off of them on the 18th Avenue side and recently had to deal with East Orange to keep the pressure off of them in the Roseville Avenue and the South Orange Avenue area. He has looked at this ordinance and in good conscience he cannot see how Council can pass on this when it was this Council that said they need a strong ordinance to curtail the number of machines that are in the City of Newark. Once again he appeals to the Council to table this particular ordinance.

Councilman Payne concurred with Councilman Rice. He is surprised that this ordinance is coming before them to dilute the current ordinance increasing the number of one, making it an arcade. He thinks they have a tremendous amount of problems in the South Ward, centering around these video machines, stuck in places where kids are going there on their way to school, spending lunch money, bigger kids are taking money from the smaller ones and he thinks anything to make it easier for them to load these things up is wrong. He would like to see even stronger enforcement. He thinks their recreation is fine but this is unsupervised, unhealthy in many instances and he is totally opposed to the increasing of this particular situation.

Councilman Carrino said he certainly agrees with both Councilmen. Although the number is being changed from 3 to 4, the toughness of the ordinance is not being changed. If a place of business does not have the required space that is still in the original ordinance to house one more machine, they certainly cannot get another machine. This does not arbitrarily mean that everybody that has three machines can now get four machines. He certainly agrees, they all worked on the ordinance for many, many months to keep the ordinance tight and tough so that they would not allow for a proliferation of machines. This situation does not allow for that proliferation. It only allows those people that did have four machines and have the square footage allowed in the new ordinance to add back their other machine, not to have any more machines than they previously had. One of the problems that has occurred is that some of the larger places that had four machines, they now have to take one machine out. They are just asking to keep them, the big places that have four machines and the square footage to keep the fourth machine. If a place is a small congested place and has three machines, he will not be allowed to put a fourth machine in there because he does not have the square footage.

Councilman Rice said that is the worst justification he has ever heard for increasing the crime wave in our streets. The one place that does have the space is the place they are concerned about particularly in the West Ward community and one machine can make the difference in the number of people hanging around playing them, the type of crimes coming in and he thinks it behooves this Council to take a look at some of the police reports that come in in the West Ward community where these machines are being housed. They are actually locking up merchants on South Orange Avenue for selling drugs to their kids. He thinks it is asinine because they are doing something on one hand and have merchants appealing to them on behalf of machines. Most of the merchants that have these machines are not making that much money any way because the money is going to the owners, the vendors. It may be a lie in item because the crime problem for the community. He looks in the Chamber and sees West Ward citizens, merchants from the West Ward. They have met over and over again concerning these video arcades and this Council passed, if he recalls, by a majority, that strong ordinance and they boasted about the ordinance and what they are trying to do is bring back some credibility to the City of Newark and cut down the crime problem. Now they are trying to justify to say that one machine does not make a difference. If that is justification, then 20 machines will not make a difference. He said to leave the ordinance as it is and if he had his way they wouldn't have any machines.

Councilman Tucker said he was just asking the City Clerk's Staff because he remembers working on this ordinance before and one of the prerequisites that they put into the ordinance, just a matter to refresh their memories. In order for a person to put one machine in a store, bar, what have you, it must be 100 square foot per machine. The existing ordinance says that you can have three machines which means in order for you to have 3 machines, you must have 100 square feet that is not occupied. He wants to qualify what he is saying. 100 square feet not occupied means you can't necessarily have machines stacked up in a store front that has approximately 1,000 square feet. You have to have 300 unoccupied feet for 3 machines. In the ordinance they approved, if someone has four machines, they will then be an arcade, and the fee is \$5,000. What that means in effect that there won't be any machines in excess of three. He thinks what this ordinance is attempting to do is to modify their original stance and by saying you have to have four machines before someone pays the City \$5,000. That is the essence of what this ordinance is doing. It does allow one additional machine but there is no difference in regard to the space allocation. If you look at any small store front, and say a person has three hundred square feet of unoccupied space, that is very difficult for somebody to really deal with in a store front, a small bar, etc. If you have a large store, you may very well be able to get four machines.

Councilman Branch said this ordinance has been discussed very thoroughly and thought it was finished with. Every Ward is faced with these additional machines. Once and for all the Council ought to take a position and stand by that position.

Councilman Tucker said he would like to close the hearing and defer action on this ordinance.

Councilman Rice said he has made a prerequisite during discussion to move to table this. He would like to respond to Councilman Tucker. The space may not be there but he challenges him to drive up South Orange Avenue, Orange Street, 18th Avenue and look at the number of empty stores they have. Any one can rent an additional store and get the required store space. What he is saying that the ordinance should never go through, no need to defer or discuss and he moves that they table the ordinance.

Councilman Carrino said everybody votes the way they want to vote. He has made a motion to adopt this ordinance and would like to have roll call on that.

There was no second to the motion.

A motion to close the hearing and defer action on this ordinance and directing the City Clerk to invite Director of Licenses Blasi to meet with the Council at their pre-meeting conference May 3, 1983 was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Tucker, President Grant.

No: Councilman Carrino, Rice.

Not Voting: Councilmen Branch, Villani.

Councilman Rice pointed out to the audience that deferral on this ordinance means more than likely they will discuss it and will be back on the agenda for a vote and that is why it is so important that they have night meetings rather than day meetings.

Councilman Martinez said the reason why they are inviting Director Blasi to meet with the Council is that he can explain to the Council how the arcade license has been working. Perhaps they are not aware there are only two arcade licenses applied in the City.

Councilman Rice said he would like the vending machine owners to meet with Council that are putting the machines in there. Just because there are only two arcade licenses now doesn't mean there isn't going to be more tomorrow. Bring those people in who own those machines, bring in those individuals who sell and lease them. He would like to talk to them.

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Councilman Tucker said they are probably going to be in a position of discussing this and it is not going to be a matter of getting it resolved. His colleague, Councilman Rice's word of the night meeting, they can defer the matter to a night meeting. His concern is that he knows that people who have been in the current industry are currently now filing suit. They know full well that although their intent is well, it may very well be challenged and they may lose it in the courts. His concern is that they have meaningful discussion. If people are not clear about it and they want to discuss it more, he thinks they should do that and he is not worried about it coming up on a day or night meeting. If they want he has no problem of moving to defer it to the next night meeting. He thinks they should discuss this because what is going to happen is no matter how honorable their intentions may very well be, if there is no flexibility and the Judge takes them to court on this and they lose it, then they are going to be affected on it more negatively. If the Council wants to he would like to move to defer this until the next night meeting but at least make sure Council has an opportunity to talk with the parties interested and also the Law Department on this issue.

HEARINGS OF CITIZENS.

6-HC-a.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to welfare, unemployment and Reaganomics.

Councilman Payne said before the next speaker is called dealing with 25 Van Velsor Place, with respect to inquiries made by Mr. Hardy and this group, he asked the Department of Health and Welfare to do a total inspection of the building and at the Rent Control hearing last night they did not get to the case but asked for a report to be submitted in regard to this building. He requested the speaker to get in touch with him and possibly they can work on this together to get something accomplished.

6-HC-b.

MR. EDWARD HARDY, JR., NEW TENANTS ASSOCIATION, 25 VAN VELSOR PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to conditions at 25 Van Velsor Place. The speaker pointed out that the Department of Health has been coming to this location for the last four years and presented photographs to the Council showing the deplorable conditions existing at this location and urged the Council's help in trying to rectify the situation.

President Grant said after the information came in, Councilman Payne requested the Department of Health and Welfare to immediately look at the matter and he is sure that there will be a different kind of response this time.

Councilman Payne thanked the speaker for coming and indicated that if these problems continue, they will get into back taxes, and have another 300 Mainwright Street, Elizabeth Avenue, abandoned building in the hands of Real Property and another blight in the City. They have to try to save the buildings they have and restore them.

6-HC-c.

MR. ALLEN JONES, VICE-PRESIDENT, TENANTS ASSOCIATION, 25 VAN VELSOR PLACE, addressed the Municipal Council with respect to unsanitary health conditions existing at this location. The speaker also presented photographs showing the deplorable conditions at this site. The speaker pointed out that inspectors have come to this location at least a dozen times with no abatement to the problem. Some of the tenants have been without heat and hot water and urged the Council to assist them.

President Grant assured the speaker that this Body, yesterday, when they received the list of Hearings of Citizens, Councilman Payne immediately took the lead, since this is in his Ward. He got in contact with Director of Health and Welfare requesting a report on the building and within the next couple of days he will be hearing from his office and several of the other offices. All of them will be working together to help abate whatever problems exist there

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President Grant said they checked the ownership of the building to make sure that the City was not the landlord. He thinks it is the United States Saving Bank in Paterson that owns that building and the Department of Health and Welfare will be serving papers on them to make sure these repairs are made.

6-HC-d.

MS. ROSETTE NEWBY, 802 SOUTH 16TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council registering complaints. The speaker pointed out they need trees on South 16th Street; vacant lot at 819 South 16th Street, filled with rats and requested the Rodent and Insect Control be sent to this location. The speaker also pointed out to a burned out abandoned building at 896 South 16th Street which is a fire hazard and requested the Council to have this building demolished. They are tired of pleading and questioned what are they paying taxes for and hoped the Council would do something to rectify the complaints registered.

President Grant stated this Council has a reputation of not "passing the buck". The Council is the legislative Body and the Mayor's Office, which is the Administrative Branch, who has the responsibility, if there are dollars in the budget and part of their program to plant trees; to clean up lots; when they are not they are brought to their attention, they can certainly make sure they are. He suggested while she registered the complaints with the speaker, he suggested that the Office of the Mayor and the Business Administrator also be notified.

Councilman Payne thanked Mrs. Newby for appearing before the Council and could not agree more about the lack of an adequate Rodent Control Program in the City of has brought up the question of how many trees do they buy and the ones they do buy, why don't they live. He has talked about the whole question about the litter in the City and he is glad the citizens are coming down and voicing their opinions. With their support and with the Council's continued perseverance with Administration, they expect to be able to get the job done.

Councilman James said he would like to echo the remarks made by Councilman Payne. He welcomed Mrs. Newby and how dedicated she is and knowing that she came before the Council because the problems have not been abated. He recalls a speaker mentioning that inspectors have been there before and he knows about the conditions at 25 Van Velsor Place. He thinks what they are really hearing tonight, as indicated by President Grant, two branches of Government, Administration and Council. The unfortunate part is that nothing is being done. They can have inspections, they can write it up and five months from now, the speakers will be back, and they will continue to talk about the two branches of Government. He recalls one inspector was sent out to inspect a building and he was trying to collect money from the tenants to buy the building. He hoped that they would come up with a follow up that would deal with mandating Administration to abate these problems. No citizens should have to come before the Council to talk about trees, dirty lots, etc. He would join with the Members of the Council to go beyond receiving these complaints, they are going to have to come up with a system to have these matters resolved.

Councilman Tucker said they have a tendency to operate under the assumption that they have one Council person and this is not directed to the speaker but all the citizens of the City. By preference they may very well have two. By law they have five and he thinks it is important to note that if they have a tendency to communicate with people to raise those particular problems, 5 people working on one problem may very well make it easier.

6-HC-e.

MS. LOREANER SHROPSHIRE, 139 RIDGEWOOD AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a burnt out building next to her home which she has been trying to get boarded up for the last year and a half and requested the Council for their assistance in this matter.

6-HC-f.

MS. HELEN DUDLEY, 882 SOUTH 18TH STREET, NEWARK, NEW JERSEY, representing South 18th Street, addressed the Municipal Council registering complaints with respect to sidewalks, breeding of dogs across the street from her home, a vacant lot with parked trucks.

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Councilman James said that some time ago President Grant instituted a policy wherein an administrative personnel would be in attendance at all Council meetings who would be in receipt of all complaints and try to abate them.

President Grant said he looked over the audience and he doesn't see any one present from Administration. Last July they met with the Mayor and requested him to make sure at least one representative from Administration be present at all Council meetings to receive complaints from citizens. Not only to receive complaints but to act on them in a reasonable fashion. For the first two or three months they came and then they stopped coming. He met with the Mayor again and indicated they would come again. They are once again going to ask Administration to have people present at the meetings. He assured the speakers in the absence of them, their complaints registered here will be dealt with and handled.

6-HC-g.

MR. MURRAY H. EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY, representing the Lincoln Park Association addressed the Municipal Council with respect to the expansion of the drug rehabilitation centers, namely Integrity, Inc. and C.U.R.A. The speaker requested the Council to pass or formulate a resolution to stop the expansion of drug and rehabilitation activities within the Lincoln Park Historical District; pass an ordinance to modify the uniform construction code. If the Council cannot draft this he would be happy to do so.

President Grant suggested to the speaker that his organization is trying to do a credible job and makes a beautiful presentation. First he suggests they adopt a resolution, and if they can't, he will do it for them. He thinks that is rather paternalistic. This Council is perhaps one of the most literate Councils that ever sat in the history of the City of Newark. A job they have accepted, they are well equipped in handling.

Mr. Edson questioned whether they could present a resolution to the Council?

President Grant replied if there is a resolution that he would want presented he should draft it and send it to the Council. If the Council in its wisdom chooses to vote on it they will, if not they will not.

Councilman Tucker said with respect to the uniform construction code, although, Council adopted an ordinance, the option they have is either to accept the uniform construction code of the State of New Jersey, or not to accept it. It also makes them eligible for reimbursement funds dealing with Capital Projects, physical improvement. He doesn't think they would have a major problem urging that there be an amendment within the uniform construction code of the State of New Jersey. They cannot do that by ordinance. They cannot introduce a resolution urging that there be amendments based on what he has explained to the Council. With respect to the Council joining the speaker in stopping the expansion of Integrity, Inc. and C.U.R.A., that is really a community issue. Maybe they should explain to him that although, he comes to every Council meeting, those two Centers essentially write letters pinpointing their position. There position is and they have said this many times. C.U.R.A. and Integrity, Inc. have been at this location longer than the speaker has been there. He doesn't believe they as a Council should get interjected into that situation. That is his individual opinion. He doesn't think they should get involved in the question of the residents association in opposition to the drug rehabilitation agencies. He does feel, that they should change the building code which would automatically mandate that variances generated on a 25% of renovation costs. He would be amenable to introduce that resolution. He reiterated he would not get involved in a community fight between residents and the drug rehabilitation centers.

Councilman Martinez agreed with Councilman Tucker. Mr. Edson had called him and indicated there was construction going on at one of the drug rehabilitation centers and they sent the building inspector, who indicated, that they were doing work without a permit. However, he would suggest at the Special Conference on Tuesday that they have Director of Engineering Zach present to deal with that ordinance.

6-HC-h.

MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, questioned the Council when the public hearing on the budget would be held.

President Grant replied the public hearing on the amendments will be held on Friday, April 29, 1983, at 11:00 A. M.

Mr. Hurtz further questioned the Council why various Annual Audit Reports have not been submitted by various Department and Agencies. The speaker pointed out that several meetings ago he questioned why the Board of Education didn't have to submit Reports and was told that they didn't have to. He noted that they are required by Law to do so and questioned why they haven't submitted a Report since 1969.

Councilman Tucker replied first of all, dealing with Title 18, the Board of Education is supposed to submit a report to the Commissioner of Education of the State of New Jersey. They are not obligated to submit a report to the Newark City Council. There had been numerous requests by the Municipal Council requesting for quantitative reports based on children's achievement within all levels of education. The difference is that they are not obligated to do that. Their staff has been in contact with the Commissioner's Office and the Board of Education is not even in compliance with that. With respect to the Newark Housing Authority, they are not obligated to submit a report to the Municipal Council. The Municipal Council has taken the Housing Authority to court to get a Show Cause Order to be in receipt of a complete copy of their minutes. They have not yet resolved that matter. What they give them are abstracts, but by law they are not obligated to give a complete report. They have been in receipt of various minutes of the Central Planning Board, Board of Adjustment and the A.B.C. With respect to Civil Defense, they have never been in receipt of an overall report. But most of the other agencies, to be frank, have in effect complied.

Councilman Tucker said maybe what they can do is give the speaker a copy of the law which at least pinpoints that or he can get in contact with the City Clerk's Office to receive a copy of briefs that the Council has filed in regard to the Housing Authority.

Councilman James stated he is always appreciative of the speaker coming to Council meetings because he is a dedicated, concerned citizen. Somehow the Council has become the cure-all; instant panacea for all the problems of the City of Newark. They have given up on the Board of Education and the Housing Authority. He is still totally shocked that only two individuals; and one of them was a staff person from a Member of this Council, who showed up at the Board of Education's Budget Hearing. The Board of Education's Budget is almost as large as the City's Budget, if not larger, yet only one citizen showed up. He felt the speaker should use the same enthusiasm and the same dedication as shown here, at the Board of Education and the Housing Authority, because they are autonomous bodies. He said he is going to research and find the article that Robert Brown wrote in the Star Ledger which said "What's happening in Newark will only last at one meeting for suburban towns to come out and say stop it". Until the citizens of Newark shut off their television sets and go back to the Board of Education meetings in mass, and say "Stop", we want the budgets and the reports, it is not going to happen. He used to attend those meetings. He thinks they have to come out and start petitioning the Housing Authority, the Board of Education. He thinks, unfortunately, with the change of government in this City, people believe now, they could go home and as Councilman Grant used to say "Watch Good Times" and then come out in "Bad Times". They are going to have to come out and begin to petition for Newark to become the City they want it to become all over again.

Mr. Hurtz noted the Council had passed an ordinance, or their predecessors, requiring all Division Heads to submit Annual Reports. The speaker felt it was Council's responsibility to get these reports, since they continuously hand out raises, and the projected tax rate they will have to pay for this year. He said it is their responsibility to see that they have a competent Administration. If they don't have good administration, they have poor services. That is why people are complaining.

Councilman Tucker requested a verbatim of Mr. Hurtz's remarks with respect to various reports not being submitted. He personally has read some of the reports which he indicated were not submitted. He doesn't want to get into it. He thinks the City Clerk should advise the speaker of the reports that they have received by the Municipal Council.

President Grant informed Mr. Hurtz that he had advised the various Department Heads and Division Heads to submit said reports prior to the adoption of the Budget. He will direct the City Clerk to communicate with him informing him which persons have submitted reports.

6-HC-i.

MR. BLANTON A. JONES, 20 NAIRN PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to dirty streets from 20 Nairn Place to Clinton Avenue, both sides. They have been trying to get 23 Nairn Place boarded up for a number of years; 44 Nairn Place is falling down and questioned why they can't do anything about it. They claim they don't have the money but have enough money to buy new cars

Councilman James invited Mr. Jones to meet with him on Friday, at 11:00 A.M. This is a case wherein the speaker was here before, gave them photographs of the problems, turned it over to the proper administrative personnel and nothing was done.

Councilman Rice said he wanted the citizens from the South Ward to take note. The problems are not peculiar to their Ward. He knows two weeks ago, in terms of row houses, every day he passed them, another segment of the house was taken away and requested to have that house boarded up but was told it was privately owned. He was told a letter was sent out to have this boarded up and the owner billed. He was informed today by his staff that this letter just went out which means they have to wait another 10 days before they have it boarded up. He is constantly advised by Administration, when he raises the "devil" about the type of responses, he is a legislature, he writes laws, he does not administrate. If he wants a street paved he can't make anyone pave the street. If that in fact is true, then he encourages the speakers to come and continue to help the Council work collectively together in terms on what they have to vote on. He would also like to see the citizens of Newark create the same demand from Administration that constantly tells them that they cannot tell them what to do. He knows at one time in the history of the City, they use to have meet the Mayor's Night. The Mayor would come out and they would get some responses. He thinks their work is cut out for them collectively and he appreciates seeing so many supporters of theirs throughout the City, they need more. He has no problems for not voting on those budgets but the mere fact he doesn't vote for the budget, means there is no money if someone wants to do something. It is almost a "Catch 22" to a degree without their support and he is going to encourage everyone here to go out and get 10 other people and come to the steps of City Hall and find out what the problem is.

6-HC-j.

MR. WILLIAM H. JARVIS, 986 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY, representing the Vailsburg Businessmen Association and the Newark Members of the Essex County Package Store Association, addressed the Municipal Council in support of changing the 1:00 P.M. Council Meetings to an evening meeting. There was a slight change this year when they had some input on the City's Budget. If the hearing was held in the evening, more of his associates would have been in attendance.

6-HC-k.

MR. WILLIAM P. RUTAN, 52 NORTH MUNN AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council in support of the ordinance changing the 1:00 P.M. Council Meetings to 8:00 P. M. He urged the Council to adopt this ordinance. The speaker also urged the Council's support on the split of the Newark Housing Redevelopment Authority.

(Councilman Branch excused himself from the meeting at 10:30 P. M.)

A motion to permit Mr. Nelson Brown, Sr. to be heard under "Hearings of Citizens" was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-l.

MR. NELSON BROWN, SR., 220 SOUTH 6TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in support of changing the Council meetings to night meetings. The speaker said that the services are bad in the City.

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Councilman Martinez questioned the speaker whether he was aware if an ordinance was put on the calendar by the City Council that it is heard at a night meeting and a day meeting and the speaker replied in the affirmative.

A motion to permit Ms. Judy Miller to be heard under "Hearings of Citizens" was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-m.

MS. JUDY MILLER, 62 SOUTH 10TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in support of the evening meetings and felt that there would be more community participation in this process which in turn would enable their "crippled" City to better enhance the problem of today's society. The speaker pointed out that she represents the Roseville Coalition, which unanimously voted on asking their elected officials if they would allow them to help them bear the burden of legislation which is impacted in the corner of their lives.

A motion to change the order of business and consider Item 9-a at this time was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-a.

PROPOSED "ORDINANCE AMENDING TITLE 2, CHAPTER 15, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY AMENDING R.O. 2:15-1, RULE THREE ENTITLED 'REGULAR MEETINGS; PLACE OF MEETING.'"

(Making all Council Meetings at 8:00 P.M. instead of the first Wednesday at 1:00 P.M. and the third Wednesday at 8:00 P.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Carrino said he took interest in all of the participants tonight on this particular issue. However, he also has had meetings in his Ward and many of the senior citizens feel that by going into all night meetings, they are subjectively eliminating them from coming down. If it was a situation wherein they were having all night meetings and somebody wanted to go to all day meetings, he would be opposed to that and if they had all day meetings and somebody wanted to go to all night meetings he would be opposed to that. He thinks the purpose of having an alternate day and night meeting is so that the whole cross segment of Newark population, be it senior citizens who have free time during the day, people who have night jobs, can then participate in day meetings and those people who are busy working during the day and have other obligations can then participate in night meetings. He would hate to see them get into a situation where they eliminate a certain segment of the people. He suggested to Councilman Rice, all of the added work and responsibility the Council has, maybe they should no longer operate on two meetings a month but have a meeting every week, two in the day and two in the evening. His point being no matter how they do that, he feels personally, that no matter which way they go, they are going to subjectively eliminate some people who cannot come within that timeframe of the day. He understands it might be a difficult situation and some people feel strongly about it but he feels no matter what it is, day or evening, if they do the meetings all the same time, they are subjectively eliminating people who would fit into a different time segment. He doesn't think that anyone here wants that. He thinks there might be alternate plans that they could use for Council meetings and maybe one of those plans can be to have a meeting every week. He didn't think it was fair to eliminate a certain segment of the people and certainly the senior citizens who vote and who have an active participation in the City of Newark would be left out of night meetings unless specific situations and they were bussed in large groups. He brought this up to many organizations in his Ward and they felt the same way that everybody has an opportunity to come during the day or night meeting. As Councilman Martinez said before, all ordinances that come up are presented both on a day and night meeting.

Councilman Rice said he can appreciate what Councilman Carrino said but he also had meetings with people in the North Ward and that is not the expression he has heard. They can document the fact that traditionally seniors go to night meetings that Councilman Carrino holds, night meetings held in the other Wards and traditionally seniors have come to night meetings held in the Chamber by busses brought in by the North Ward Educational and Cultural Center, Ironbound and other centers. Traditionally the seniors don't travel in the day time to the Council Meetings unless there is special interest type issues and seniors like most move during the day attending medical facilities, straightening out SSI, etc. They would get just as many seniors to participate in the night meetings and they have witnessed that also on major issues. They have to look at what the majority of the citizens in the City of Newark need in terms of impacting on government. It is clear tonight what the people are saying that things are not being done. When you talk about deferment, it takes five votes to defer an item. Therefore, if the Councilman from the West Ward wants to defer something from a day meeting to a night meeting, unless he receives four additional votes it is not deferred. He can sympathize with what Councilman Carrino is saying. There used to be two night meetings and he thinks it is what the majority of the citizens, if you poll the City, that is what they are asking for. Tonight he sees people representing all of the Wards and there were seniors in attendance. They have to stop giving themselves excuses during these hard critical times and they are going to have to start making adjustments so they can make changes in the City of Newark. To do something good and to do something right, unfortunately, someone suffers and they don't intend that. They have to start progressing and the citizens have to have that input. They cannot keep shifting their vote from the night to the day, etc. when it is in the interest of the Council or the Administration, more so than the people and that is why these night meetings are very, very important and he would hope very much that the people here tonight can go home feeling satisfied that they received at least 5 votes from the concerned Council persons.

Councilwoman Villani stated ever since Councilman Rice has been elected, she has been proud to support him many times and doesn't mean she has to support him every-time. If she disagrees, as she does now, they are concerned about the working people attending meetings and it certainly is her concern. They have people that work days and they work nights. Many persons in our City who work for utilities, security, personnel, service stations, factory people that work on shifts, hospital workers, etc. and then there are citizens that don't want to come out at night. Many of them don't own cars and would have to take busses and are more comfortable coming during the day. The largest number of public speakers they ever had was at a day meeting. They had a good example this evening of public speakers addressing the Council but if this was a day meeting President Grant would have been able to reach out for the Business Administrator, Director of Engineering, etc. and problems are rectified during the day because they were able to reach out for the various Directors which they can't do tonight. They promise them that they are going to send representatives to attend night meetings but very seldom do they appear.

Councilwoman Villani reiterated that she doesn't always agree with Councilman Rice but this is one time she feels they are discriminating if they have all their meetings at night and also feels that possibly some of the Council Members work days and maybe day meetings would interfere with their day jobs, she does not know. She knows she is a full-time Councilwoman and it does not matter to her, she is available either day or night but she is thinking of the segment of our citizens that cannot come to a night meeting and for that reason she feels that they should be alternated to accommodate everyone.

Councilman Martinez said as a law, they are not 100% one way or the other. There is always someone opposed and someone is for it. There are people here this evening that are for night meetings. Probably next week they can have several hundred people and say they are for day meetings. The law they have now is the fairest in both ways. There is no law that is going to satisfy everybody. He had attended a boxing match this evening where there were a majority of seniors and they indicated to him not to make the meetings at night. People are saying one thing and they are hearing another voice from other segments of the community. This is understandable. On April 13th he and President Grant attended a meeting on the corner of Mulberry and Elm Streets, 90 people were in attendance and said they would not come to the Newark City Hall because they were in fear of crime, fear of the drug situation, fear of the mugging situation. There was a postal employee, representing the Postal Workers Union, who indicated that in the last six months, 55 postal employees have been mugged going from the Post Office to the parking lot, located

on Mulberry Street. He thinks crime is a major issue of the fear of people attending night meetings. Several months ago there was controversy over the Housing Authority. Housing Authority tenants both seniors and family members had this place packed during the daytime and requested day meetings, came by busses and cars, and requested this Council to join in a demonstration at 57 Sussex Avenue at 12:00 o'clock in the afternoon. They requested this Council to support them in front of the main office of HUD at the Gateway at 11:00 A.M. and requested day meetings. Would they be satisfying their needs and wants, he does not know. There are 1,700 seniors at Hill and Nevada Streets. They will not walk one block to attend a night meeting at Newark City Hall. He doesn't think they have to pit one segment of the community against another. He feels the law as it is is the fairest of both. He thinks if seniors were to say "well we are going to eliminate the day meetings, from now on it is night meetings", there is no question in his mind that seniors could come to the next meeting at 1:00 P.M., pack this place and say "we want day meetings, we don't want night meetings". What would they accomplish if they did that. He is sure he heard mentioned before that they could have night meetings and people applauded. He thinks the same situation would arise if the meeting was stacked with people that wanted day meetings and they would applaud. It again becomes controversial. All ordinances have three readings and occasionally have two, if adopted on first and if a Councilman has a particular issue, he can defer. He attends many night meetings in his own community that he represents. If he has a particular issue, that he feels the residents are concerned or residents are concerned with a particular issue, they invite him to the night meeting and he expresses their wishes here at the Council meeting as their elected representative.

Councilman Tucker said he was elected to the Council in 1974 and at that time he ran and indicated he would be a full-time Council person and has maintained that. He finds it difficult to understand about some of them working in the day time. He works at his Little City Hall 7 days a week, whenever people need him. The closest people who are elected officials to people who vote, most of them know full well it is them. Sometimes they don't like that and he can recognize that. They have a tendency to be hit with all kinds of things, in most cases they have nothing whatsoever to do with and maybe the responsibility of the Mayor, the Board of Education, the Housing Authority, etc. The net result is that most people are not familiar with government and generally speaking, to be very frank, their first interaction with government is to basically go before them. A lot of times they don't like it but that is the essence of why they are here. They are to a great degree, the element of democracy in regard to citizens of the City of Newark, their availability to them not just specifically their meetings, more specifically at their meetings, is important. If they in turn have meetings where they cannot come, it automatically means in most cases they will not come. He respects his colleagues position on this matter. Most of them know when they talk about a policeman working during the day time, or fire people, or postal workers, he doesn't want to reiterate this, but he thinks most of them know that the vast majority of people are not Newark residents, not Newark citizens and if they want to they can check with Postmaster Benucci to find out that the Newark postal workers are not Newark residents. His concern is a very simple point. If they want to talk about whether seniors can come. When they want the seniors to come, they, the Members of the City Council, they rent busses for them and they bring them. He pointed out that Stephen Adubato rented 45 busses and bought people to a rally at night. He doesn't believe those seniors were scared to come to the Robert Treat Hotel, especially if they picked them up at the Housing Project. What makes them think since they are going to get busses for them to come here, that they would be afraid to come to Newark City Hall. He has attended rallies at night at Tom's Restaurant, the same identical thing. He thinks most of them know that if they schedule something for a night meeting, there is going to be more public exposure on that issue. If they schedule something for a day meeting there will be public exposure, but it will be minimal public exposure. Most of the people that come here, and if they want to they can look at every list, every speakers list, that come here are not the working person, they basically are people who are retired, who have paid their dues to the City of Newark and are very much concerned about a problem. Those individuals would not be affected by a day time or night time meeting. It is their individual preference to when they want to come to a meeting. He thinks the question of night time of people who work during the day time, he thinks they should look at the 1980 census and what it tells them. First of all 1/3 the City of Newark don't work at all and the other 2/3 that do work, don't work in Newark and they don't work nights. The question of somebody who may very well be affected because they work nights, he thinks they are really talking about a very small percentage of the population of the City of Newark. If they can't come to

a night meeting, more than likely, they are going to talk to the administrative staff during the day and deal with that particular item. He does not believe in anyway whatsoever that there is any kind of great abundance who reside in the City of Newark who based on their job situation work nights and that they are going to be affected. With respect to overtime for the City Clerk's Office, most of them know that the City Clerk, etc. they don't get paid overtime. At the salary that they pay them, on the professional level, subsequently, he knows full well that they take care of business. The clerical staff, if they in turn are paid overtime and they are paid overtime, then they should incur that kind of obligation. They are not talking about all of the City Clerk's Staff working overtime, specifically, there are three people who work overtime and they can evaluate three people working on an overtime basis approximately one day a month and to him that is a small expense in dealing with the reality of it. The other point he wants to raise, they know full well that they will get more participation at a night meeting than a day meeting. He thinks they have to face the realization that if they want people to participate and provides them an opportunity to speak to them and for them to a great degree to speak to them, then they have to make a process where they can do that and if they don't do that, then by the day meeting itself, what they do is prevent people from participating.

Councilman Tucker pointed out the reason why the meetings were changed. Most of them know full well why the meetings were changed. It was changed in 1970 and they have to remember the climate of the meetings they had in 1970. They had Imperiale on one side of the room and Imamu Amiri Baraka on the other side of the room and they had a constant circus and he thinks they have to be frank. When that meeting was changed, and it was directly related to that, what happened was that the circus all of a sudden turned into a situation wherein the Council only had to deal with one circus a month. He thinks they have reached the degree of sophistication where they can come down and express their particular views without turning the Council meeting into a circus and they know it will be helpful to people and they should move affirmatively on adopting this ordinance.

Councilman Carrino said he agrees with everything Councilman Tucker said and everybody can pick isolated incidents on when they all have the ability to have people come down, whether it is a day or night meeting. However, the fact remains that once they put themselves within a single time segment, they are discriminating against people who cannot fit into that time segment. He was not here in 1970, although it was a circus down here. He does know since he has been here, since 1974 that no matter what the concerns of anybody is as far as Hearings of Citizens, etc. they offered every citizen of the City of Newark an opportunity to be heard no matter what type of timeframe they fit into and no matter what anyone says, if they go all day or all night, they are discriminating against a certain segment of the population. Certainly all of them has the ability to orchestrate a crowd on any given issue, whether the meeting is day or night. He is talking about the every day series of business or problems people have, the Hearings of Citizens, is that by alternating the meetings, they do not discriminate against anybody.

City Clerk D'Ascensio questioned whether this was a motion to consider under First Reading because there was no mention of it, only to change the order of business.

A motion to consider on First Reading was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker.

No: Councilmen Carrino, Martinez, Villani.

Not Voting: President Grant.

Councilman Rice said this item will be back up and requested that they sleep on this and remember that he is a little confused and perhaps he is confused because he is a new Member on the Council. Although he is not new to life, it seems to him when they talk about those things that are good for the majority, they use the excuse of dealing with all "100%" to get around it. They can vote on video machines and support those from outside the City to help destruct the positive things in our young people's lives and yet they can't move on positive things. They can even talk about kerosene heaters, where one heater can possibly change a life. They seem to get negative feedback, yet they are talking about other areas, positive things where people can impact. The same Council is saying they can't function without people support and he heard his Councilwoman colleague tell him he is wrong for making these statements, maybe he is, maybe it is suicide, but it is time they start acting in the best interests of the people.

April 20, 1983

A motion to change the order of business and consider Motion 7-M-a at this time was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH CORPORATION COUNSEL TEARE REQUESTING THAT HE PREPARE APPROPRIATE ORDINANCES FOR THE NEXT MUNICIPAL COUNCIL CALENDAR, MAY 4, 1983, DIVIDING THE HOUSING AND REDEVELOPMENT FUNCTIONS WHICH ARE BOTH PRESENTLY CARRIED OUT BY THE NEWARK REDEVELOPMENT HOUSING AUTHORITY AND DESIGNATING THE NEWARK ECONOMIC DEVELOPMENT CORPORATION AS THE OFFICIAL REDEVELOPMENT AGENCY FOR THE CITY OF NEWARK AND DESIGNATING THE NEWARK HOUSING AUTHORITY AS THE OFFICIAL HOUSING AGENCY FOR THE CITY OF NEWARK, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION APPOINTING HARRY ROMAN, CONSTABLE FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING HIS BOND AS TO SUFFICIENCY. (AC)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO CONTRACT WITH GOLDMAN, BEALE ASSOCIATES OF PRINCETON, NEW JERSEY, TO PROVIDE FINANCIAL ADVICE TO THE CITY OF NEWARK; SHALL BE COMPENSATED FROM THE PROCEEDS OF BONDS SOLD AT A COST OF \$20,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (a), AUTHORIZING ADVERTISING OF RESOLUTION)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. John B. Frohling of Frohling and Hanley met with the Council April 19, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-c.

RESOLUTION RECOGNIZING AND COMMENDING THE GIRLS' BASKETBALL TEAM OF MALCOLM X SHABAZZ HIGH SCHOOL, THEIR COACHES AND PEP SQUAD, ON WINNING THE GROUP 3 STATE CHAMPIONSHIP FOR THE FIRST TIME AFTER AN UNDEFEATED SEASON.

(For action on this Resolution, see page 6, in the minutes of this meeting)

7-R-d.

RESOLUTION RECOGNIZING AND COMMENDING JERSEY JOE WOLCOTT, NEW JERSEY ATHLETIC COMMISSIONER AND FORMER WORLD HEAVYWEIGHT BOXING CHAMPION, AS ONE OF THE GREATEST ATHLETES OF THE 20TH CENTURY AND ONE OF NEW JERSEY'S MOST DISTINGUISHED PUBLIC SERVANTS.

(For action on this resolution, see page 5, in the minutes of this meeting)

7-R-e.

RESOLUTION RECOGNIZING AND COMMENDING ROBERT W. LEE, DEPUTY ATHLETIC COMMISSIONER FOR THE STATE OF NEW JERSEY, FOR ALL HIS EFFORTS TO EXPAND AND IMPROVE THE SPORT OF BOXING IN THIS STATE.

(For action on this resolution, see page 5, in the minutes of this meeting)

7-R-f.

RESOLUTION RATIFYING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF THOMAS J. HARPER INC., A.G. MAZZOCCHI INC. AND BUJAC DEMOLITIONS INC.; PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO THOMAS J. HARPER INC., 257 NORTH GROVE STREET, EAST ORANGE, FOR DEMOLITION OF 81 CRANE STREET AND REAR BUILDINGS; 88 CRANE STREET AND REAR BUILDINGS; 109, 111-113 AND 115 7TH AVENUE; 38 AND 40 STONE STREET, SUM OF \$28,700.; A.G. MAZZOCCHI INC., 10 ORCHARD STREET, MADISON, DEMOLITION OF 10-12 AND 14 WOOD STREET, SUM OF \$8,775. AND BUJAC DEMOLITIONS INC., 58 BURNETT TERRACE, WEST ORANGE, DEMOLITION OF 20 WOOD STREET AND 56 JACOB STREET, SUM OF \$4,344.; ALL LOWEST RESPONSIBLE BIDDERS, IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. I, VI, VIII AND 1983 TEMPORARY BUDGET/CONTRACT DEMOLITION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference May 3, 1983 was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION AMENDING RESOLUTION 7-R-cm, NOVEMBER 23, 1982, CONTRACT WITH NORTH WARD CENTER, INCORPORATED-YOUTH SERVICES PROGRAM, FOR PERIOD JUNE 1, 1982 TO APRIL 30, 1983, BY CHANGING TERMINATION DATE TO MAY 31, 1983; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Rice, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Tucker.

No: Councilman James.

Not Voting: Councilmen Carrino, Martinez, Villani, President Grant.

A motion to defer action on this resolution was made by Councilman Rice, seconded by Councilman Tucker.

Councilman Carrino stated we are talking about a thirty-day extension program that has been in effect for over a year. The program has to be renewed June 1st. Anybody that has a problem with this program certainly before they approve it for the year 1983, can request whatever they want. This is a program that services 200 youngsters in the City of Newark. We are talking about recreation, the involvement of 200 youngsters who are doing everything from playing baseball, basketball contests, little league football, classroom activities, and these are youngsters that cover the whole City of Newark, not the North Ward. Everybody has a copy of this proposal and report from the center that covers youngsters from every segment of the community of the City of Newark. All this does is allow them to function one more month with the money that they have. Then in June, the program has to come up for renewal. Certainly whatever concerns anybody has, whatever anybody wants to talk about, they can question the program in June, but not to vote for a thirty-day extension for kids having a recreation program in the City of Newark, is just unbelievable. What was asked for Tuesday is presented here. The problem was does this program only serve kids from the North Ward. The report was submitted to every Council Member. The names of every one of the 200 students listed here, and certainly no one has to be a genius here to see that these are not North Ward kids, but Newark kids. Why we can't extend a program that is not spending one more penny in the City of Newark because it's a North Ward sponsored program, is not fair.

Councilman Rice said he won't belabor this and certainly can understand what Councilman Carrino is saying. He is not trying to deny any of our young people recreation in Newark. He asked for an explanation from the sponsor, not the sources from the North Ward. The sponsor didn't respond to the Council of the Whole to explain. We are talking about federal dollars and you are asking me to vote on a package. You talk about Newark youngsters. Certainly Newark youngsters are here, so are West Ward youngsters. He looked at the paperwork and sees 62 Winding Way, Cedar Grove, New Jersey, white male, low income, free throw contest, and he is concerned. He sees East Orange, Belleville, Englewood. He doesn't know if that is legitimate or not under the federal guidelines. He simply wants the explanation.

Councilman Payne noted he would concur with both Councilmen. He would think we have

a responsibility to respond to any questions that a Council person has. That is not asking too much in token when we are talking about something that is already in effect. He thinks if we do defer it too long a time, it would be over. It appears we may have a special meeting coming up Monday or Tuesday, if in fact, this could be brought up at that time on Monday, he would ask Councilman Carrino to accept that. The questions could be answered at that time, and we could approve it with no more than three or four additional days being lost.

Councilman Carrino replied some of the questions that were brought up or asked he could have answered them very easily yesterday. One of the reasons why out-of town people are in the free-throw contest is because it's a joint sponsorship with McDonald's Restaurant. The North Ward Center provides youngsters from Newark and McDonald's has a contest and makes kids eligible outside of Newark to be in the contest. McDonald's supplies the kids from outside the City of Newark and the North Ward Center supplies the kids from Newark to compete against each other in Newark City Stadium for a three-day event. They are not using federal money to pay kids from out-of-town to be involved in the North Ward Center. It's part of the McDonald Restaurant free-throw contest that many of them don't see. His only point is that it's a successful program. It's been in existence for three years. Its come to an end, but they have money to expend for one more month. Baseball season is upon us. They have thirteen little league teams involved there. They have people getting paid out of this program who run some of these programs. Certainly we are all aware of the fact that some of our kids just came back from Puerto Rico, where they were four and two. This is not a renewal of a program. It's not an expenditure of any kind. It's an expansion for thirty days, and then they are going to have to come to us for the 1983 Program, and if anybody has any concerns about it then certainly they can bring in the whole staff, bring in anybody they need to find out about the program.

Councilman Tucker stated he respects comments that his colleagues are talking about. He believes if he makes some inquiries into a program then he is sure that he would like to get those inquiries answered by the person he requested them from. He doesn't believe it would be his role if he raised question with a program for him to get the answers and then come back and say "I've got the answer for you". That's something that indicates how we relate to each other. The concerns that are being raised probably are very simple concerns.

Councilman Carrino replied if there is a problem that takes place in a certain ward and a Councilman has a problem with it from another ward the first thing he should do is discuss it with the Councilman from that ward. If he is not satisfied after that then he or she certainly has the prerogative to get anything they ask for. That's the only respect that he asks for because if there were questions about the youngsters, and there are questions about the participation and that was the legitimate concern, he could have answered that. The Councilman who asked the question and is then not satisfied, certainly has the prerogative to call anybody he wants in. If there was a problem with the program then all somebody had to do was ask him to find out about whatever the problem was. If he couldn't reach that concern then fine, he still has the prerogative to do whatever he wants.

Councilman Rice said the fact of the matter is that he raised these questions. He requested that the party come before the Council as a whole. That party spent the time to come to City Hall, waved at him. He expected that party to be at the Council meeting. He spoke with Mr. Aduato tonight and he told him he would be more than happy to come in and speak on questions he has and for the Council to do whatever is necessary in order to get this cleared up.

Councilman Carrino replied that he thinks the problem of respect started with the lack of respect for him. He was called by the North Ward Center, who informed him that he had to come down to the Council Conference Meeting Tuesday to explain a few things and they wanted to know for what purpose they were coming down for, and what they were to answer. That was a direct insult to him. The City Clerk informed them the City Council directed them to come down and make an explanation. The City Council includes Councilman Carrino from the North Ward, and he was not privy to any request for them to come down. He certainly has nothing to hide and he is sure they don't have anything to hide. But when somebody calls him and asks why they are coming down, what his problem is and he doesn't even know they are coming down, that's the problem of respect.

The motion to defer action on this resolution was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

No: Councilmen Carrino, James, Martinez, Payne, Villani, President Grant.

Councilman Carrino said he respectfully requests and again asks his Council colleague from the West Ward directly to move this with him and then we will sit down with anybody from the North Ward Center before the new program is approved in June and find out whatever concerns he wants. If he wants the people from the North Ward Center down Tuesday to discuss whatever we have to discuss, that he is entitled to do. All he is asking is that they move it right now just to give them the extension because it is the month of April, and the month of May is coming next and the program has to be approved for June for the whole year of 1983 and that's when the money comes in. Any concerns that anybody has, can certainly be addressed at that time.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Villani, President Grant.

No: Councilmen Payne, Rice, Tucker.

Councilwoman Villani stated at yesterday's pre-meeting, she went through that package and there is something like 800 children there. She went through the breakdown of it and if her memory serves her right she knows out of 800 children there are 77 white, 300 hispanic and the rest were black children. That's certainly taking care of the City of Newark. In all good conscience could they not honor this.

Councilman Tucker said he thinks the issue is over. He is not going to allow the pollution of reality. The issue is that they have HCDA funds being utilized to support children outside of the City of Newark. For whatever reason the Council felt to ignore that, he has no problem in dealing with that. At least let us not fool the public and say it's a matter of black and white. They have an issue dealing with kids that are receiving HCDA funds outside the City of Newark and the Council chooses to support that. That's fine. But don't try to throw monkey wrenches into the jungle by lying now.

Councilman Carrino replied he takes exception to that and again, he will just explain it one more time. Maybe his wording is not right. The only kids that participated in anything in this program that were from out-of-town participated in the McDonald's North Ward Center Free-Throw Contest that was sponsored by McDonald's and the North Ward. There was certainly competition between Newark students and out-of-town students. There were basketball teams that were sponsored by the North Ward Center that included teams from East Orange in the league. Those kids are listed in there. Those kids did not receive one penny of HCDA funds. They were supported by the town that supported that team, whether it was a basketball team, or whether it was another sporting event. The whole purpose of this program is to have Newark youths of their own age, from all different segments of life throughout the area. Certainly an organization like McDonald's who co-sponsored the free-throw contest was out there recruiting youngsters all over the County of Essex to compete against Newark youngsters in City Stadium. They didn't use HCDA funds to support those youngsters, McDonald's Restaurant supported those youngsters. The North Ward Center had staff support for the Newark youngsters and that's how this program came about. If they look through this, they will find the visiting basketball team in the league had some out-of-towners because that's where the teams came from that competed against our teams and the free-throw contest had out-of-towners because they were purposely brought in from out-of-town to compete with our youngsters. He doesn't see that as a major violation or as a crime.

Councilman Payne remarked he thinks that basic conflict simply arises because a simple request from a Councilman asking for some information, and the individual who had the information did not come before the forum in which it was requested. He thinks that all of these questions could have been answered. That was the reason why he moved before to have this at a special on Tuesday so the questions could be answered. If this was simply a North Ward program then he could understand the position of the North Ward Councilman, and it would be his prerogative. This is a program that serves the entire City of Newark, West Ward, South Ward, East Ward and the North Ward. He thinks that the West Ward Councilman has a right to speak to an individual who is responsible for a City program. He thinks that the total problem is basically not too much the participants or the program or anything else. Where you say it's a

April 20, 1983

lack of respect in your judgement, he thinks the Councilman that requested that this come before the Council because it services the entire City. The person, as a matter of fact, not only lives in the North Ward. It's a total program just as if something was coming out emanating from the South Ward to service the entire City. Anyone should have the responsibility or the right to discuss the issue. He thinks that is the basic issue whether they want to face it or not. He doesn't think they should beat a "dead horse". He thought that the suggestion he made that could have brought the parties together probably could have prevented all this discussion.

Councilman Tucker requested the City Clerk to have inserted Report received from North Ward Educational and Cultural Center in the minutes of this meeting. He has a tendency to believe what his colleague is stating that McDonald Corporation paid for these young people who came from East Orange, South Orange and he thinks there is one from West Orange, but he would just like to say that the report that was submitted from Mr. Adubato of the North Ward Center does not say anything about McDonald Corporation. It basically deals with HUD-CDA funds. The second point he would like to make is what they are doing is they are just dealing with the fact that if a Councilman requests something then what they can do is allow people to play games with them. Rather than respond to a Councilmatic request, just get some other Councilman and give it to them and have that Councilman bring it to him. That to him is the issue. They chose not to deal with that so he has no problem accepting that because to him that means at any time that a Councilman makes a request, then that request doesn't have to be honored by that Councilman, they can send it to, if Councilman James makes a request, then you can send it to Councilman Rice, etc. That's what they are dealing with now. Let's understand that. Councilman Rice made a request to get something about the number of kids in the West Ward. Mr. Adubato comes in, gives the information to Councilman Carrino and in turn Councilman Carrino brings it into the Council meeting, he respects his judgement. He is saying that he has answered all the questions but to be very frank he didn't raise the question and they allowed that to take place. All he is saying he is finished with it. He just thinks that what they have done is allowed people to play games with them. It doesn't matter.

Councilman Carrino replied that is not the case and he takes exception to that. The City Clerk's Office contacted the North Ward Center and said the City Council requested Mr. Adubato's appearance. He would like to know one thing here in public forum. Who was the majority of the City Council who made that request because the Clerk represented that it was the City Council. Did five people request that. If that is the case he apologizes and he stands corrected.

President Grant stated when a request is made of that nature in a pre-meeting conference, it is normally one person who makes the request. They do not submit or subject themselves to a roll call for a request of that nature, but when a request of that nature is made the Clerk then forwards that request to the person to whom it is being made in the name of the Council as opposed to identifying that particular Council Member who made the request. He noted this matter has been settled and they are talking about the matter afterwards.

Councilman Tucker reiterated he would like inserted in these minutes the Report submitted by Mr. Adubato.

April 20, 1983

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NEWARK YOUTH SERVICES

MONTHLY REPORT - NEWARK YOUTH SERVICES

1 R.G. 042083

1:10 PM

Center: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone: 481-0415

ICDA YR. 1 VILL

Prepared By: Anthony Burke

Title: Project Director

For The Month Of: APR 1983

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENTS
Julie Deleon John Gonzalez Jose Rodriguez	281 Verona Ave., Nwk. 176 Bloomfield Ave., Nwk 113 Grafton Ave., Nwk.	other 91 other 91 other 91	Hispanic Hispanic Hispanic	M M M		Newark-Little League All-Stars " "	This team will be visiting Puerto Rico for a tour of exhibitions during Easter Vacation 4/4 - 4/8.
Robert Maldonado Donald Deal Catherine Leake	147 Parker St., Nwk. 22 Scheerer Ave., Nwk. 306 Goldsmith Ave., Nwk.	other 91 other 91 other 91	Hispanic Black Black	M M M		" " "	"
Elth Gray Idris Grant Antonio DeAlmeida	99 Carolina Ave., Nwk. 325 Ellery Ave., Nwk. 45 Houston St., Nwk.	other 91 other 91 other 91	Black Black White	M M M		" " "	"
Amro Serrano John Johnson Angelo Carlo	57 Jefferson St., Nwk. 49 Lincoln St., Nwk. 265 No. 12th St., Nwk.	other 91 other 91 other 91	Hispanic Black White	M M M		" " "	"
Bob Fedak Rlando Purnell	595 Ridge St., Nwk. 73 17th Ave., Nwk.	other 91 other 91	White Black	M M		" "	"

April 20, 1983

PROGRESS REPORT AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

Center: NEWARK YOUTH SERVICES

at: 346 Mt. Prospect Avenue, Newark, N.J. 07104

ne # 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director
For The Month Of: IAN to APRIL

OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Idle Deleon Jim Gonzalez Jose Rodriguez	281 Verona Ave., Nwk. 176 Bloomfield Ave., Nwk. 113 Grafton Ave., Nwk.	Other 51 Other 51 Other 51	Hispanic Hispanic Hispanic	M M M		Newark-Little League All-Stars " "	This team will be visiting Puerto Rico for a tour of exhibitions during Easter Vacation 4/4 - 4/8. " "
Robert Maldonado Donald Beal Errance Leake	147 Parker St., Nwk. 22 Scheerer Ave., Nwk. 306 Goldsmith Ave., Nwk.	Other 51 Other 51 Other 51	Hispanic Black Black	M M M		" " "	" " "
Edith Gray Idris Grant Antonio DeAlmeida	99 Carolina Ave., Nwk. 325 Ellery Ave., Nwk. 45 Houston St., Nwk.	Other 51 Other 51 Other 51	Black Black White	M M M		" " "	" " "
Amro Serrano Ajon Johnson Angelo Carlo	57 Jefferson St., Nwk. 49 Lincoln St., Nwk. 265 No. 12th St., Nwk.	Other 51 Other 51 Other 51	Hispanic Black White	M M M		" " "	" " "
Bob Fedak Rlando Purnell	595 Ridge St., Nwk. 73 17th Ave., Nwk.	Other 51 Other 51	White Black	M M		" "	" "

April 20, 1983

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MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES

Location: 346 Mount Prospect Ave., Newark, NJ

Phone: 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Rodney Johnson Kee-Ayre Simpkins John Melanga Roger McIver	209 Market Street 152 Arlington Ave. 11 No. 10th Street 401 Roseville Ave.	80 83 6 6	B B W B	Male Male Male Male	L M M M	Free-Throw Contest " " "	
Lafrance Varnado Vickie Thompson James Wilson Wayne Randolph	24 Ashland St. 208 Norfolk St. 139 Linden Ave. 12 Sheffield Drive	18 82 25 56	B B B B	Male Male Male Male	L L L L	" " " "	
Toby Marmorino Karl Peterson Myron Keith Petty Ronald Twitty	8 So. Magnolia Lane 97 Bramhall Rd. 18 Linwood Place 74 7th Avenue	3 56 56 56	W W W B	Male Male Male Male	L M L L	" " " "	
Stanley Wright Milton Hall Marlice Bethna Larry Harris	121 Roseter Street 134 James Street 187 Norfolk Street 21 Richmond Street	84 84 82 64	B B B B	Male Male Male Male	L L M M	" " " "	
Julio Alvarez Tracey Madison Christopher Leakes Jason Handler	78 Summer Avenue 499 So. 19th St. 162 Park Avenue 155 Troy Meadow Rd.	28 26 26 26	B B B W	Male Female Male Male	L L L U	" " " "	
John Gonzalez Tom Paradis Garry Olson	176 Bloomfield Ave. 920 So. Beverwyck Rd. 597 No. 6th Street	94 94 2	B W B	Male Male Male	M M M	" " "	

April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 491-0415

HCDA YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Eddie Deleon	70 Division St Belleville, N.J.	59	M	Male	Lower	Free-Throw Contest	
Abraham Roldan	183 Mt. Prospect Ave Nwk.	59	M	Male	L	"	
Graig Scudder	595 No th 6th St Newark	2	B	Male	L	"	
Barren Bengamlin	190 Orange St Nwk	56	B	Male	L	"	
Dion-Mchutchen	205 No 3rd St Nwk	9	B	Male	L	"	
Paul Robeson Bradley	14 Boylam St Nwk	24	B	Male	L	"	
Maurice Moriano	2 Sheffield Dr. Nwk	56	M	Male	L	"	
Kelth Brown	365 So 10th St Nwk	18	B	Male	L	"	
Shameril Simpkins	152 Arlington Ave E.O.	Other	B	Male	L	"	
Albert Maldonado	163 Parker St Nwk	91	M	Male	L	"	
Lance Andrews	42 Marvurick St E.O.	Other	B	Male	L	"	
Anthony Russo	331 No 10th St Nwk	4	B	Male	L	"	
Johnnie Davis	136 James St Nwk	84	B	Male	L	"	
Ramon Rivera	123 Washington St E.O.	Other	B	Male	L	"	
B Johnathan Watts	572 So 13th St Nwk	34	B	Male	L	"	
Ichle Smith	27 Park Ave W.O.	Other	B	Male	L	"	
Charles Whittle	8011 Sussex Ave E.O.	Other	B	Male	L	"	
Anthony Candia	21 Glen Park Road E.O.	Other	B	Male	L	"	
Cesar Yeardon	21 Victor Pl. Irvington	3	B	Male	L	"	
Kevin Harrington	11 So Howthorne St Nwk	Other	B	Male	L	"	
Darryle Corter	266 Glenwood Ave E.O.	Other	B	Male	L	"	
Diatra Hall	64 Colonial Terr E.O.	Other	B	Male	L	"	
Jason Hunter	127 Washington St E.O.	Other	B	Male	L	"	
Tarence Burks	2 Sheffield Dr Nwk.	56	B	Male	L	"	
Al Raschid Gordon	113 Center Ter. Nwk	4502	B	Male	L	"	
Frank Spintello	78 Fair St E.O.	Other	B	Male	L	"	
Donald Cicetti	36 SO Pine Lane Nwk	Other	B	Male	L	"	
Tyler Coughlan	Seward Pl Chester	Other	B	Male	L	"	

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April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HCDA YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Gregory Oranlak	62 Winding Way Cedar Grove Crk	95	M	Male	L	Free-Throw Contest	
Jason Rudin	30 Parkside Dr. Parsippany Crk	95	M	Male	M	"	
Victor Alfanador	676 Mt Prospect Ave Nwk	95	M	Male	M	"	
Melissa Whiggins	23 Nutman St Nwk	93	M	Female	M	"	
Regina A. Fajardo	39 S. 1st St Nwk	93	M	Male	L	"	
By-Shawn Simmons	358 Winding Way Ave E.O. Crk	93	M	Male	L	"	
Roland Fernandes	39 Hazlewood Ave Nwk	93	M	Male	L	"	
Ilion Webb	439 Washington Ave Mont.	93	M	Male	L	"	
Sherronda Graham	217 Prince St Nwk	93	M	Female	L	"	
Bernard Forbes	81 So 11th St Nwk	93	M	Male	L	"	
Ottaviano Robinson	601 No 5th St Nwk	93	M	Male	L	"	
David Williams	613 W Market St Nwk	93	M	Male	L	"	
Clifford Roberts	276 6th Ave Nwk	93	M	Male	L	"	
Mario Corralan	448 Sommer Ave Nwk	93	M	Male	L	"	
Larry Jones	183 Grooman Ave Nwk	93	M	Male	L	"	
Christine Hunter	45 No 12th St Nwk	93	M	Female	L	"	
Christopher Mercado	231 Clifton Ave Nwk	93	M	Male	L	"	
Maurice White	84 Boyd St Nwk	93	M	Male	L	"	
Kevin McGuff	134 Isabelle Ave Nwk	93	M	Male	L	"	
John Ocho	35 Willard Ave Bloomfield Crk	93	M	Male	L	"	
Marsha McCleary	319 Englewood Ave Englewood Crk	93	M	Female	L	"	
Lisa Gonzales	176 Bloomfield Ave Nwk	93	M	Female	L	"	
James Mitchell	164 No 9th St Nwk	93	M	Male	L	"	
Peter Shervich	168 Mt Prospect Ave Nwk	93	M	Male	L	"	
Willie Rollins	79 So 11th St Nwk	93	M	Male	L	"	
Zulma Vega	11 Jefferson St Nwk	93	M	Male	L	"	

April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HCDR YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Rhonda Mc Lemore	42 Tillinghast Nwk.	54	B	Female	L	Free-Throw Contest	
Ricardo Castro	71 Cutler St. Nwk.	39	H	Male	L	"	
Robert Rodriguez	123 Mont/Wood Nwk.	42	H	Male	L	"	
Veronica Sanders	201 Warren St. Nwk.	43	B	Female	L	"	
Leah Wolfe	614 N. 5th. St. Nwk.	2	B	Female	L	"	
Jaileen Reynolds	36 Van Ness Pl. Nwk.	53	B	Female	L	"	
Hector Seda	53 Irving St. Nwk.	96	H	Male	L	"	
Shavar Warren	336 Muhammed Ali Ave, Nwk.	63	B	Male	L	"	
Rahem Holchins	382 Dayton St. Nwk.	45	B	Male	L	"	
David Corales	45 Gariside St. Nwk.	90	H	Male	L	"	
Jose Munoz	119 Highland Ave. Nwk.	91	H	Male	L	"	
David Lauterhahz	43 Glen Patch Road East	94	B	Male	L	"	
Sharifa Bullard	251 Brighton Ave. E.O.	14	B	Female	L	"	
Jamodd Bryant	212 South 11th St. Nwk.	26	B	Male	L	"	
Gerald Madison	499 South 19th St. Nwk.	95	H	Female	L	"	
Agnes Corrales	448 Summer Ave. Nwk.	9	H	Male	L	"	
Kevin Roberto	276 6th Ave. Nwk.	2	B	Female	L	"	
Lailisha Robinson	601 N. 5th St. Nwk.	71	H	Male	L	"	
Francis Fernandes	59 Hazlewood Ave. Nwk.	91	B	Male	L	"	
Ronald Dixon	130 Highland Ave. Nwk.	44	B	Female	L	"	
Camille Mc Cleary	319 Englewood Ave. Englewood	44	B	Male	L	"	
Victor Hubbard	551 Prespect St. East Orange	44	B	Male	L	"	
Rodney Bullock	115 Halsted St. East Orange	44	B	Male	L	"	

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April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE

MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICESLocation: 146 Mount Pleasant Ave., Newark, NJPhone: 481-0415HCDA YR. VIIIPrepared By: Anthony BurkeTitle: Youth Service DirectorFor the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Firmando Perez Jr.	107 Highland Ave. Nwk.	91	M	Male	L	Free-Throw Contest	
John Ashley	68 South 14th St. Nwk.	17	B	Male	L	"	
Daniela Couzel	120 North Spring St. Bladedel	85	M	Female	L	"	
Alexander Peralta	167 Woodside Ave. Nwk.	45.02	B	Male	L	"	
Carl Alford	364 Dayton St. Nwk.	43	B	Male	L	"	
Samuel Donaldson	66 Lincoln Ave. Nwk.	41	M	Male	L	"	
Alex Boliwar	15 Highland Ave. Nwk.	33	B	Male	M	"	
Alfred Smith	191 Brookdale Ave. Nwk.	41	B	Male	L	"	
Arthur Lee Davis Jr.	254 Lincoln Ave. Nwk.	90	B	Male	L	"	
Tremayne Ilumes	25 Clifton Ave. Nwk.	7	B	Male	L	"	
Robert Mitchell	164 North 9th St. Nwk.	14	B	Male	L	"	
Leonard Montague	299 South 11th St. Nwk.	45	B	Male	L	"	
Lance Marrow	265 Hobson St. Nwk.		B	Male	L	"	
Nick Spinello	78 Fair St. East Orange	Cr. 18	M	Male	M	"	
Craig Daye	408 South 12th Street Nwk.	18	B	Male	L	"	
Paul Perkins	24 Ashland Nwk.	18	B	Male	L	"	
Lemon Robinson	25 Clifton Ave. Nwk.	90	B	Male	L	"	
Veronica Fitt	302 Dodd St. East Orange	10	B	Female	L	"	
Gregory Elford	63 Norfolk St. Nwk.	2	B	Male	L	"	
Troy Wolfe	614 5th St. Nwk.	37	B	Male	L	"	
Jose Cruz	212 Summer Ave. Nwk.	41	B	Male	L	"	
Arthur Cohen	150 Mt. Prospect Ave. Nwk.	41	B	Male	L	"	
Robert Wright	51 Everett St. East Orange	18	B	Male	L	"	
Stacey Haynes	9 Clifford Ave. East Orange	18	B	Female	L	"	
Lutricia Githam	212 Prince St. Nwk.	62	B	Female	L	"	

April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HCDA YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRUCK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Luis Sanchez	63 Summer Ave. Nwk.	58	M	Male	L	Free-Throw Contest	
Erica Scudder	595 North 6th St. Nwk.	3	B	Female	L	"	
Jeffrey Thompson	208 Norfolk St. Nwk.	8-7	H	Male	M	"	
Fredy Serrano	168 4th Ave. Nwk.			Male			
Frankie Lucas	88 Paine Ave. Irvington	Chick	B	Male	L	"	
Michelle Gruendel	18 Summit Ave. Blmfd.	Chick	B	Female	M	"	
Robert Blackman	58 Warwick St. East Orange	Chick	B	Male	L	"	
Jermaine Greene	124 Prince St. Nwk.	3	B	Male	L	"	
Grace Jacoby	173 North 9th St. Nwk.	7	M	Female	L	"	
Luis Rodriguez	123 Mt. Prospect Ave. Nwk.	58	M	Male	L	"	
Luis Quiles	123 Mt. Prospect Ave. Nwk.	58	M	Male	L	"	
Alfredo Torres	195 Ridge St. Nwk.	91	H	Male	L	"	
Shovod Arrington	48 Mann Ave. Nwk.	19	B	Male	L	"	
Christopher Stone	18 Oak Pl. Montclair	Chick	M	Male	L	"	
Saul Ramos	67 Summer Ave. Nwk.	38	B	Male	L	"	
Robert Hunter	394 Clark St. Nwk.	8-7	B	Male	L	"	
Latushia Reynolds	647 7th Ave. Nwk.	9	B	Female	L	"	
Roland Whitted	161 Mt. Prospect Ave. Nwk.	89	B	Male	L	"	
Jimmy Lauterhahn	43 Glen Park Road East Orange	Chick	M	Male	L	"	
James Morris	16 White Terrace Nwk.	5-2	B	Male	L	"	
Oswaldo Silvestre	166 Parker St. Nwk.	71	M	Male	L	"	
Antonio Diaz	857 Lake St. Nwk.	94	M	Male	M	"	

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April 20, 1983

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MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES

Location: 346 Mount Prospect Ave., Newark, NJ

Phone: 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Larry Rivera Pedro Mercado Kelsa Bethea Luis Gradallle	163 Mt. Prospect Ave. 231 Clifton Ave. 187 Norfolk St. 37 A Mt. Prospect Ave.	89 81 82 90	M M M M	Male Male Female Male	L L L L	Free-Throw Contest " " "	
William Concepcion Donna Wiggins Bryan Scalzo Mary Graham	22 Hudson St. 23 Nutman 510 Ridge St. 232 Prince St.	10 83 84 86	M M M M	Male Female Male Female	L L U L	" " " "	
Sonya Robinson Arcadio Diaz Carl Thomas Dale McCutcheon	254 Prince St. 47 A Garalde St. 53 A Garalde St. 205 No. 3rd St.	86 80 80 9	M M M M	Female Male Male Male	L L L L	" " " "	
Rossie Kearson Ellsandy Senano Terrell Yeandon Deborah Johnson	316 Vermont St. 107 Cutler St. 154 Midland Ave. 56 Van Ness Place	25 89 22 53	M M M M	Male Male Male Female	L L L L	" " " "	
Rafael Duran Barry Washington Norman James David Williams-	130 Highland Ave. 23 White Terrace 70 East 4th Ave. 110 Center Terr.	91 87 87 4002	M M M M	Male Male Male Male	L L L L	" " " "	
Henry Ware Fred Given Ralph Corales	232 Prince St. 598 No. 7th St. 45 A Garalde St.	82 83 90	M M M	Male Male Male	L L L	" " "	

April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HCDA YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Ralph Corales	45 Garfield Street Nwk.	90	W	Male	L	Free-Throw Contest	
Calvin Barrow Bradley	14 Boylan Nwk.	24	W	Male	L	"	
Sтивен Slade	267 Broad St. Nwk.	87	W	Male	L	"	
Luis Castro	71 Cutler St. Nwk.	89	W	Male	L	"	
Barren Burgess	12 Scheffied Dr. Nwk.	86	W	Male	L	"	
David Beleon	720 Summer Ave. Nwk.	95	W	Male	L	"	
Trevor Wilson	350 Baldwin Rd. Parsippany, NJ	96	W	Male	W	"	
Andre Spellman	25 Clifton Ave. Nwk.	90	W	Male	L	"	
Mark Jimenez	42 Garfield St. Nwk.	90	W	Male	L	"	
Gerald Smith	27 Park Ave. W. Orange	96	W	Male	L	"	
Dannon Mills	492 Orange St. Nwk.	87	W	Male	L	"	
Angel Lopez	92 Cutler St. Nwk.	87	W	Male	L	"	
Sam Jones	186 Orange St. Nwk.	86	W	Male	L	"	
Carlton Vargas	4 Sheffield Dr. Nwk.	86	W	Male	L	"	
David Greene	124 Prince St. Nwk.	83	W	Male	L	"	
Antoine Garcia	145 James St. Nwk.	86	W	Male	L	"	
Aeshon Moses	18 Oak Pl. Montclair	97	W	Male	H	"	
Luis Roman	211 Summer Ave. Nwk.	91	W	Male	L	"	
Vincent Groover	21 Seymour Ave. Nwk.	91	W	Male	L	"	
Johnny Alvarez	78 Summer Ave. Nwk.	91	W	Male	L	"	
Raymond Mullins	115 Halsted East Orange	91	W	Male	L	"	
Jose Figueroa	195 Ridge St. Nwk.	91	W	Male	L	"	

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April 20, 1983

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MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES

Location: 346 Mount Prospect Ave., Newark, NJ

Phone: 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Milton Aquila Patricia Owens Erin Siders Arthur Perez	107 Highland Ave. Nwk. 183 Norfolk St. Nwk. 186 Hansbury Ave. Nwk. 48 High Street Nwk.	91 82 46 88	H A A H	Male Female Female Male	L L L L	Free-Throw Contest " " "	
Famara Miles Shironda Wright Francisco Colon Tonya Efford	72 7th Ave. Nwk. 51 Everett St. E. Orange 95-97 Parker St. Nwk. 10 Sheffield Dr.	86 41 86	A A H A	Female Female Male Female	L L L L	" " " "	
Patrice De Smith Ronnie Berry Mark Douglas Clydeer Leakes	(no Address) 1961 Mc Guffeyway Nwk. 137 Hansbury Ave. Nwk. 162 Park Ave. E. Orange	96 47 47	A A A A	Male Male Male Male	L L L L	" " " "	
Carolina Miles Tawana Efford Todd Williams Mark Cessat	72 7th Ave. Nwk. 74 7th Ave. Nwk. 392 Henderson St. Nwk. 508 Avon Ave. Nwk.	86 82 31 42	A A A A	Female Female Male Male	L L L L	" " " "	
Alcegar McKenzie Raymond Hardy Luis Rivera Jose Ocasio	163 James St. Nwk. 18 N. 6th St. Nwk. 163 Mt. Prospect Ave. Nwk. 4 Sheffield Dr. Nwk.	86 89 89 86	A A H H	Male Male Male Male	L L L L	" " " "	
Marcek Green Richard Allen	196 22nd St. Irvington 15 Robert St. Parsippany	86	A A	Male Male	H L	" "	

April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HCDA YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Rita Benavides	522 Summer Ave. Nwk.	95	H	Female	L	Free-Throw Contest	
Anthony Griffith	64 1/2 4th St. Nwk.	96	H	Male	L	"	
Malik Ward	64 7th Ave. Nwk.	90	H	Male	L	"	
Candido Gradallie	37 Mt. Prospect Ave. Nwk.	91	H	Male	L	"	
Miguel Matos	159 Parker St. Nwk.	86	H	Male	L	"	
Ivaine Morano	2 Sheffield Dr. Nwk.	87	H	Male	L	"	
Jerry Mercado	14 B. 4th Ave. Nwk.	37	H	Male	L	"	
Ira Dickerson	48 Rose Ter. Nwk.	94	H	Male	L	"	
Eddie Gonzalez	594 Clifton Ave. Nwk.	97	H	Male	L	"	
Spencer Close	49 Vassar Ave. Nwk.	84	H	Male	M	"	
William Salter	158 James St. Nwk.	82	H	Male	M	"	
Derrick Starks	266 Warren St. Nwk.	50	H	Male	L	"	
Phonso Galliard	440 Elizabeth Ave. Nwk.	88	H	Male	L	"	
Aguedo Alvarez	78 Summer Ave. Nwk.	86	H	Male	L	"	
Henry Alston	7 Brighton Ave. Nwk.	86	H	Male	L	"	
Shelton Bey	64 7th Ave. Nwk.	20	H	Male	M	"	
Chris Radecke	53 Monticello Ave. Nwk.	86	H	Male	L	"	
Wilkey Miles	72 7th Ave. Nwk.	86	H	Male	L	"	
Kelvin Evans	232 Orange St. Nwk.	86	H	Male	L	"	
George Williams	70 Custer Ave. Nwk.	86	H	Male	L	"	
Victor Henderson	8 Sheffield Dr. Nwk.	86	H	Male	L	"	
Tennence Mullen	1464 Park View Hillside	84	H	Male	M	"	
Jonathon Anthony	26 Richmond St. Nwk.	84	H	Male	M	"	

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April 20, 1983

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MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES

Location: 346 Mount Prospect Ave., Newark, NJ

Phone: 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For the Month of: March

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Rudy Gacopardo	49 Garalde St. Nwk.	90	W	Male	L	Free-Throw Contest	
Richard Johnson	72 7th Ave. Nwk.	86	W	Male	L	"	
Michael Thomas	258 Midland Ave. E. Orange	82	W	Male	L	"	
Kelth Goolshy	195 W. Market St. Nwk.	82	W	Male	L	"	
Charles Allen Perry	424 4th Ave. Nwk.	7	W	Male	L	"	
Terrance Hillard	25 Aldine Nwk.	44	W	Male	M	"	
Dexter Blount	137 Norfolk St. Nwk.	11	W	Male	L	"	
Nathaniel Mariano	2 Sheffield Dr. Nwk.	86	W	Male	L	"	
Anthony Randolph	12 Sheffield Dr. Nwk.	86	W	Male	L	"	
Rymelle White	86 Boyd St. Nwk.	36	W	Female	L	"	
Barren Burgess	8 Sheffield Dr. Nwk.	86	W	Male	L	"	
Jose Vasquez	6 Sheffield Dr. Nwk.	86	W	Male	L	"	
Isaac Lee Johnson	2 Sheffield Dr. Nwk.	86	W	Male	L	"	
Allison Siders	186 Mansbury Ave. Nwk.	46	W	Female	L	"	
D'Juan Gibson	466 S. 14th St. Nwk.	77	W	Male	M	"	
Greg Mandler	155 Troy Meadow Rd. Paterson	86	W	Male	L	"	
Anthony Littlejohn	129 Clifton Ave. Nwk.	89	W	Male	L	"	
Vincent Barrington	11 Hawthorne Lane Nwk.	3	W	Male	M	"	
Byron Ellis	435 4th Ave. Nwk.	7	W	Male	L	"	
Rodney Willis	29 South St. Nwk.	57	W	Male	L	"	
Salaam Efford	10 Sheffield Dr. Nwk.	86	W	Male	L	"	
Marleen Carrasco	185 Lincoln Ave. Nwk.	93	W	Female	L	"	

VIII
HCDA YR. _____

Prepared By: Anthony Burke

Title: Youth Service Director

For the Month of: March

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MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HCDA YR. VIII
Prepared By: Anthony Burke
Title: Youth Service Director
For the Month of: February

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Jeffery Johnson	1891 McCarty Hwy. Nwk.	96	Black	Male	L	Gymnastic Clinic	
Melissa Torres	88 Underwood St. Nwk.	23	Hispanic	Female	M	"	
Juan Mazara	24 W. Ridge St. Nwk.	94	Hispanic	Male	L	"	
Michael Simeoni	40 Mt. Prospect Pl.	93	White	Male	L	"	
Lease Redding	164 N. 12th St. Nwk.	7	Black	Female	L	"	
Louis Gordan	164 N. 12th St. Nwk.	93	Black	Male	L	"	
Ismail Perez	384 Summer Ave. Nwk.	87	Hispanic	Male	L	"	
Dennis Koguchi	113 Bloomfield Ave.		Other	Female	L	"	
Carlos Muniz	401 Berwick		Black	Male	L	"	
ARGENT P. Torres	360 Chiffon Ave. Nwk.	94	Black	Male	L	"	
Julio Gonzalez	61 Leslie St. S.O	94	White	Male	L	"	
Sandra M. Corez	332 Summer Ave. Nwk.	43	other	Female	M	"	
Ingrid Leguen			Hispanic	Female	L	"	
Janina Rivera	177 1st Ave. Nwk.	2	Hispanic	Female	L	"	
Danny Ortega		6	Hispanic	Male	U	"	
Benjamin Justino	383 2nd Avenue Nwk.	96	White	Male	M	"	
Rehana Rasacis	351 Broad St. Nwk.	91	Other	Female	M	"	
Dehora Richards	395 Mt. Prospect Ave. Nwk.	94	White	Female	M	"	
Nicholas Cruz	357 Lake St. Nwk.	94	Hispanic	Male	L	"	
Lynda Cevallos	Ridge St. Nwk.	94	Hispanic	Female	M	"	
Daniel Guzman	65 Kearny St.	87	Hispanic	Male	L	"	
Sanford Cosenzo	188 Garside St. Nwk.	87	Black	Male	L	"	
Judith Arroyo	70 Summer Ave. Nwk.	38	Hispanic	Female	L	"	
Keimeh Sirleaf	175 1st St. Nwk.	9	Black	Female	L	"	
Buandi Kearsom	316 Vermont Ave. Nwk.	25	Black	Female	L	"	
Jason Onrisky	31 Taylor St. Nwk.	37	White	Male	L	"	

April 20, 1983

MAJOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 481-0415

HODA YR. VIII
Prepared By: Anthony Burke
Title: Project Director
For the Month of: February

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Jason Christy	31 Taylor Street	6-7	White	Male	L	Gymnastics Clinic	
Jose Ceballos	282 Clifton Avenue	4-4	Hispanic	Male	L	"	
Shanez Rasack	351 Broad Street	3-6	Other	Male	L	"	
Christina Torres	88 Underwood St.	2-3	Hispanic	Female	M	"	
Carolina Cellios	282 Clifton Avenue	4-4	Hispanic	Female	L	"	
Jennifer Cruz	357 Lake Street	4-4	Hispanic	Female	M	"	
Simbentu Laverri	195 First Street	4-4	Black	Female	L	"	
Maylina Semley	480 Clifton Avenue	4-4	Hispanic	Female	M	"	
Caridad Farrell	120 Garside Street	5-7	Hispanic	Male	L	"	
Jose Figueroa	79 Wakeman Avenue	4-3	Hispanic	Male	L	"	
Nuno Pereria	145 Mt. Prospect Ave.	8-4	White	Male	M	"	
Dagoberto Godoy	260 Mt. Prospect Ave.	4-4	White	Male	M	"	
Antonio Diaz	357 Lake Street	4-4	Hispanic	Male	L	"	
Moralma Vergara	184 Berkely Avenue	2	Hispanic	Female	L	"	
Frederick Jones	1897 McCarter Hwy.	4-6	Black	Male	L	"	
Luis Nieves	85 High Street	5-8	Hispanic	Male	L	"	
Kiurkis Guerrero	295 Garside Street	4-2	Hispanic	Male	L	"	
Gandido Arroyo	113 Third Avenue	4-2	White	Male	M	"	
Ana Ortiz	36 Heller Parkway	4-5	Hispanic	Female	L	"	
Kia Johnson	381 Broad Street	3-6	Black	Female	L	"	
Barbara Linfer	228 No. 3rd Street	7	Black	Female	L	"	
Catherine Elefante	381 Broad Street	5-6	Other	Female	L	"	
Angie Martinez	260 Garside Street	4-2	Hispanic	Female	V	"	

April 20, 1983

Mayor's Policy and Development Office
 Monthly Report-Newark Youth Services

Name of Center: NEWARK YOUTH SERVICESLocation: 346 Mount Prospect Ave., Newark, NJPhone: 481-0415HCDA YR. VIIIPrepared By: Anthony BurkeTitle: Youth Service DirectorFor the Month of: February

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Yaseria Perez Rudy Bulwar Xavier Colmenares Troy Roberts	52 Lincoln Avenue 15 Highland Avenue 312 Mt. Prospect Ave. 216 Orange Street	93 94 94 96	Hispanic Hispanic Hispanic Black	Female Male Male Male	L U L U	Gynaestics Clinic " " "	
Linda Soriano Helen Portec Anthony Meza Wanda Santalago	422 Summer Avenue 139 Broadway 66 Irving St. 50 Wakeman Ave.	95 97 97 97	Hispanic Hispanic White Hispanic	Female Female Male Female	L L L L	" " " "	
Stalyn Frelle Martina Rivera Jacqueline Lopez	237 North 5th St. 22 Taylor St. 279 Mt. Prospect Ave.	97 97 92	White Hispanic Hispanic	Female Female Female	L U U	" " "	
Griseille Perez Michael Mosquera Mikaela Vincent	296 No. 5th Street 235 A Mt. Prospect Ave. 425 Mt. Prospect Ave.	97 97 93	Hispanic White Other	Female Male Male	U L L	" " "	
Jose Diaz Suzet Lora	358 Summer Avenue 45 Park Avenue	93 97	Hispanic White	Male Female	L L	" "	

April 20, 1983

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MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICES
Location: 346 Mount Prospect Ave., Newark, NJ
Phone: 981-0415

HCDA YR. VIII
Prepared By: Anthony Buik
Title: Youth Service Director
For the Month of: February

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Gonzalo Colo	262 Summer Ave. Nwk.	92	Hispanic	Male	10,-20,000	Gymnastics Clinic	
Elsa Medina	599 Summer Ave. Nwk.	93	Hispanic	Female	10,-20,000	"	
Alex Bolivar	15 Highland Ave. Nwk.	91	Hispanic	Male	Bel. 10,000	"	
Lucy Garcia	232 Garside St. Nwk.	97	Hispanic	Female	Bel. 10,000	"	
Jose Pas	23 Heller Pkwy Nwk.	95	Hispanic	Male	Bel. 10,000	"	
Omarayo Layenl	195 1st St. Nwk.	9	Black	Male	10,-20,000	"	
Marla Carrion	14 Crittenden ST. Nwk.	97	Hispanic	Female	10,-20,000	"	
Sarah Matos	418 Summer Ave. Nwk.	93	Hispanic	Female	10,-20,000	"	
Angel Soto	162 Elwood Ave. Nwk.	95	Hispanic	Female	Bel. 10,000	"	
Billy Linder	228 No 3rd St. Nwk.	9	Black	Male	10,-20,000	"	
Darlene Caruso	301 Highland Ave. Nwk.	94	Hispanic	Female	Bel. 10,000	"	
Robert Wilson	381 Broad St Nwk.	96	Black	Male	10,-20,000	"	
William Lugardo	176 Broad St. Nwk.	97	Hispanic	Male	10,-20,000	"	
Simedn Hlibert Jr	351 Broad St. Nwk.	96	Black	Male	Bel. 10,000	"	
Gerardo Lugo	36 Kearney St. Nwk.	97	White	Male	Bel. 10,000	"	
Irma Porter	139 Broadway Nwk.	97	Black	Female	Above 20,000	"	
Doris Alad	216 North 9th St. Nwk.	9	Black	Female	Above 20,000	"	
Jennifer Uclano	282 Lakesf	91	White	Female	Bel. 10,000	"	
Steven Molina	134 Verona Ave Nwk.	96	White	Male	Bel. 10,000	"	
Eric Artice	153 North 18th St. Nwk.	93	Black	Male	Bel. 10,000	"	
William Perez	316 Summer Ave. Nwk.	93	White	Male	Above 20,000	"	
Saul De La Gang	77 Stone St. Nwk.	93	Hispanic	Male	Bel. 10,000	"	
Chris Demuro	240 Garside St. Nwk.	97	White	Female	10,-20,000	"	
Patricia Ravelo	460 Clifton Ave. Nwk.	94	White	Female	Bel. 10,000	"	

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April 20, 1983

MAYOR'S POLICY AND DEVELOPMENT OFFICE
MONTHLY REPORT-NEWARK YOUTH SERVICES

Name of Center: NEWARK YOUTH SERVICESLocation: 346 Mount Prospect Ave., Newark, NJPhone: 481-0415HCDA YR. VIIIPrepared By: Anthony BurkeTitle: Project DirectorFor the Month of: February

NAME OF RECIPIENT	ADDRESS	CENSUS TRACK	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Wanda Guzman Hector Rodriguez Elizabeth Serrano Artie Rocco	66 Taylor St. Nwk. 142 Mt. Prospect Ave. Nwk. 157 Lake St. Nwk. 244 Garfield St. Nwk.	87 91 91 87	Hispanic Hispanic Hispanic White	Female Female Female Male	Bel. 10,000 10,000-20,000 Bel. 10,000 10,000	Gymnastics Clinic	
Italina Serrano Nelson Bonet Henry E. Rushing Daniel Pagan	157 Lake St. Nwk. 327 Summer Ave. Nwk. 1897 McCarter Hwy. Nwk.	91 87 96	Hispanic Hispanic Black	Female Male Male	Bel. 10,000 10,000 Bel. 10,000		
Lisa Lewis Frank Torres Christopher Smith Diana Castro	433 Washington St. Nwk. 88 Underwood St. Nwk. 95 Aldine St. Nwk. 205 Halvern St. Nwk.	81 23 94 71	Hispanic White Black White	Female Male Male Female	10,000 Bel. 10,000 Bel. 10,000 Bel. 10,000		
Madelaine Soto Helon Williams Leticia Mercado Melissa Palumbo	12 8th Ave. Nwk. 351 Broad St. Nwk. 47 Spring St. Nwk. 159 Summer Ave. Nwk.	85 86 85 87	White Black Hispanic White	Female Male Female Female	Bel. 10,000 10-20,000 Bel. 10,000 Bel. 10,000		
Wilma Pagan Gina Esposito Efraim Alameda Rosa Ilugardo	14 Governor St. Nwk. 150Ridge St. Nwk. 150 Broad St. Nwk. 176 Broad St. Nwk.	87 91 92 87	Hispanic Italian Hispanic Hispanic	Female Female Male Female	Bel. 10,000 Bel. 10,000 Bel. 10,000 10-20,000		
Kimberly Myott William Neale Francisco Colinares Gregory Reinhardt	328 Broad St. Nwk. 129 Park Ave. Nwk. 312 Mt. Prospect Ave. Nwk. 747 Lake St. Nwk.	87 91 94 96	Black Hispanic Hispanic Hispanic	Female Male Male Male	Above 20,000 10-20,000 10-20,000 10-20,000		

April 20, 1983

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MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

tion: 346 Mt. Prospect Avenue, Newark, N.J. 07104

phone # 481-0415

ICDA YR. VII

Prepared By: Anthony Burke

Title: Project Director

For the Month Of: Dec 82 - MAR 83

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Shonette Thomas Tracey Harding Narvalyn Harrison	750 S. 11th St., Nwk. 48 Van Ness Pl., Nwk. 26 Finley Pl., Nwk.	other 37 other 53 other 20	B B B	F F F	L L M	Basketball Program " "	
Ruel McDalton Shirley Smith Deborah Johnson	244 Chadwick Ave., Nwk. 39 Van Ness Pl., Nwk. 56 Van Ness Pl., Nwk.	other 54 other 53 other 53	B B B	F F F	L L L	" " "	
Melissa Grayson Shearon Cox Naa-Momo Otu	380 Avon Ave., Nwk. 442A Bergen St., Nwk. 170 Fabyan Pl., Nwk.	other 41 other 39 other 43	B B B	F F F	L L M	" " "	
Beverly Graves Yolanda Baldwin Marc Boston	56 Hedden Terr., Nwk. 54 Lehigh Ave., Nwk. 878 S. 16th St., Nwk.	other 59 other 44 41	B B B	F F F	L L L	" " "	
Sundel Brown Cherlie DeVose Cequenda Henderson	715 High St., Nwk. 685 High St., Nwk. 640 Osborne Pl., Nwk.	other 62 other 62 other 46	B B B	F F F	L L M	" " "	

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April 20, 1983

HONOLULU POLICE AND DEPARTMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

: of Center: NEWARK YOUTH SERVICESLocation: 346 Mt. Prospect Avenue, Newark, N.J. 07104Phone # 481-0415HCDA yr. 1 4/11Prepared By: Anthony BurkeTitle: Youth Service Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Sebrina Smith Tamara Miles Sherry Douglas	172 James Street Apt. 313 72 7th Ave., Nwk., Apt. 83 573 S. 11th St., Nwk.	other 84 other 86 other 84	Black Black Black	F F F	L L L	Basketball Program " "	
Gyra McLean Fatima Simmons Katrina Miles	74 7th Ave., Nwk. Apt. 5D 62 7th Ave., Nwk. Apt. 5H 72 7th Ave., Nwk. Apt. 8A	other 86 other 86 other 86	Black Black Black	F F F	L L L	" " "	
Kelsa Mack Beatriz Reyes Sherondo Rogers	37a Garfield St. Nwk. 62 7th Ave. Nwk. Apt. 7 E 82 7th Ave., Nwk. Apt. 2H	CT 92-73 other 86 other 86	Black Hispanic Black	F F F	L L L	" " "	
Kechia Henderson Julia Wilson Erica Pierson	8 Sheffield Dr. Apt. 8D 62 7th Ave., Nwk. Apt. 2A 51 Clifton Ave., Nwk. Apt. 5H	other 83 other 84 other 90	Black Black Black	F F F	L L U	" " "	
Fifi Graham Christine Perfinski Ruthie Stevens	6 Sheffield Dr. Nwk Apt. 508 12 Sheffield Dr. Nwk. Apt. 508	other 83 other 83 other 83	Black Black Black	F F F	L L L	" " "	

MONTHLY REPORT - NEWARK YOUTH SERVICES

For The Month Of:

phone # 481-0415

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MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICESAddress: 346 Mt. Prospect Avenue, Newark, N.J. 07104

April 20, 1983

Phone # 481-0415HCDA YR. VIIIPrepared By: Anthony BurkeTitle: Youth Service Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Sabrina Brown	37a 14th Ave.	other 820	Black	F	L	Basketball Program	
Tammy Banks	812 South 14th Street	other 41	Black	F	L	"	
Dana Owens	201 Littleton Avenue	other 13	Black	F		"	
Silvyonne Webb	106 So. 8th Street	other 62	Black	F	L	"	
Tol Homack	31 Vallburg Terr.	other 26	Black	F	L	"	
Tonya Cooper	530 S. 11th St	other 31	Black	F	L	"	
Talagalla White	181 Norfolk St. Apt. 1A	other 62	Black	F	L	"	
Sharonda Rogers	26 Oak Ridge Ave, Irv.	other 26	Black	F	L	"	
Sabrina Jenkins	2 Ricord St.	other 26	Black	F	L	"	
Tameka Walker	183 Norfolk St. Apt. 1B	other 31	Black	F	L	"	
Chawella Williams	14 Commonwealth Ave	other 23	Black	F	L	"	
Lisa Osborne	88 Sheridan St., Irv.	other 21	Black	F	M	"	

MONTHLY REPORT - NEWARK YOUTH SERVICES

Prepared by: Anthony Burke

Title: Youth Service Director

iphone # 481-0415

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Missette Alvarez	611 High Street	Other 63	Hispanic	F	L	Basketball Program	
Magaly Alvarez	70 South St.	Other 57	Hispanic	F	L	"	
Lourdes Colon	69 South St.	Other 57	Hispanic	F	L	"	
Zulma Colon	11 Thomas St.	Other 67	Hispanic	F	L	"	
Olga Feliciano	751 High St.	Other 66	Hispanic	F	L	"	
Elvira Lopez	22 Thomas St.	Other 59	Hispanic	F	L	"	
Idania Mosqueda	434 Thomas St.	Other 67	Hispanic	F	L	"	
Leticia Nazario	21 Mitchell Pl	Other 42	Hispanic	F	L	"	
Rosana Rosario	20 South Street	Other 67	Hispanic	F	L	"	
Rosita Ruiz	56 Astor Street	Other 57	black	F	L	"	
Veronica Taylor	503 Irving Turner Blvd.	Other 67	Hispanic	F	L	"	
Lenette Torres	97 Ludlow St.	Other 48	black	F	L	"	
Karen Thomas	434 Thomas St.	Other 67	Hispanic	F	L	"	
Lillian Nazario	90 Pennsylvania Ave.	Other 59	Hispanic	F	L	"	
Jessica Centeno							

April 20, 1983

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EDUCATION POLICY AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone: 481-0415

ICDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For The Month Of:

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Cheryl Leverett	22 Kuna Terrace	01667	Black	F	L	Basketball Program	
Emilia Esposito	150 Ridge Street, Nwk.	01667	White	F	L	"	
Denise Reinhardt	347 Lake St., Nwk.	01667	White	F	L	"	
Lashawn McCullough	433 Washington St., Nwk.	01667	Black	F	L	"	
Angela Davis	186 Clinton Ave.	01659	Black	F	L	"	
Kimberly Nyolt	328 Broadway	01659	Black	F	L	"	
Michelle Ford	351 Broad St., Nwk.	01659	Black	F	L	"	
Alicia Zapata	20 Taylor St., Nwk.	01657	Hispanic	F	L	"	
Maria Carrion	14 Crittenden St., Nwk.	01657	Hispanic	F	L	"	
Gina Esposito	150 Ridge St., Nwk.	01657	White	F	L	"	
Linda Serrano	422 Summer Ave., Nwk.	01657	Hispanic	F	L	"	
Gladys Marin	210 Summer Ave., Nwk.	01657	Hispanic	F	L	"	
Manda Guzman	66 Taylor St., Nwk.	01657	Hispanic	F	L	"	
Arlene Iugardo	474 Summer Ave., Nwk.	01657	Hispanic	F	L	"	
Antonella Zelino	273 Parker St., Nwk.	01657	Hispanic	F	L	"	
Lisa Lewis			Black	F	L	"	

April 20, 1983

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YOUTH SERVICES DIVISION AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

MCDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For the Month Of: _____

Address of Center: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone # 481-0415

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Towanda Beasley	462 S. 14th St., Nwk.	other/47	Black	F	L	Basketball Program	
Tisha McKenzie	129 So. Mann St., Nwk.	other/47	Black	F	L	"	
Stephanie Hayes	283 Rose St., Nwk.	other/38	Black	F	L	"	
Demetra Peterson	343 S. 18th Street, Nwk.	other/47	Black	F	M U	"	
Stacey Simmons	25 Clifton Ave, Nwk.	other/47	Black	F	L	"	
Katrina Beckly	32 Grand Ave, Nwk.	other/47	Black	F	L	"	
Tasha Kennedy	491 S. 13th Street, Nwk.	other/47	Black	F	L	"	
Nikita Black	169 S. 9th Street, Nwk.	other/47	Black	F	L	"	
Shauna Hayes	283 Rose St., Nwk.	other/47	Black	F	L	"	
Marg Graham	232 Prince, Nwk.	other/47	Black	F	L	"	
Marlene Thomas	40 Pine Grove Terr, Nwk.	other/47	Black	F	M	"	
Tiesha Bynum	92 Clermont Ave, Nwk.	other/47	Black	F	L	"	
Aisha Stewart	254 Schley St., Newark	other/47	Black	F	L	"	
Lavanda Thomas	40 Pine Grove Terr., Nwk.	other/47	Black	F	L	"	
Lutricia Graham	232 Prince St. Apt. 12 D	other/47	Black	F	L	"	
Anita Denton	368 S. 19th St, Nwk.	other/47	Black	F	L	"	

April 20, 1983

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REPORT OF SERVICE AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

phone # 481-0415

ICDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Tom Melendez	27 Springdale Ave., Nwk.	Other 7	Hispanic	M	L	Baseball Program	
Art Cohen	150 Mt. Prospect Ave, Nwk	CT 92-93	Black	M	L	"	
Luis Santana	261 Clifton Ave, Nwk.	Other 91	Hispanic	M		"	
Albert Maldonado	143 Parker St., Nwk.	Other 88	Hispanic	M	L	"	
Luis Rodriguez	21 High St., Nwk	Other 88	Hispanic	M	L	"	
Roland Whitted	161 Mt. Prospect Ave, Nwk	CT 92-93	Hispanic	M	L	"	
Jaime Ramirez	141 Park Ave, Nwk.	Other 88	Hispanic	M	L	"	
Saul Ramos	67 Summer Ave., Nwk.	CT 92-93	Hispanic	M	L	"	
Pedro Mercado	231 Clifton Ave, Nwk.	Other 91	Hispanic	M	L	"	
Luis Sanchez	63 Summer Ave, Nwk.	CT 92-93	Hispanic	M	L	"	
Fred Serrano	148 4th Ave, Nwk.	CT 92-93	Hispanic	M	L	"	
Rafael Duran	130 Highland Ave, Nwk.	Other 88	Hispanic	M	L	"	
Alfredo Torres	195 Ridge St., Nwk	Other 91	Hispanic	M	L	"	
Leon Brown	2 Clark St., Nwk.	Other 91	Black	M	L	"	
Robert Hunter	392 Clark St., Nwk.	Other 87	Black	M		"	

PHOTOGRAPHY AND DEVELOPMENT OF FILM

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tion: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Title: Youth Service Director

For the Month Of:

phone # 481-0415

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Shane Weatherington	269 Lincoln St.	other 65	Black	M	L	Basketball Program	
Kyle Kelly	452 Springdale Ave	other 7	Black	M	L	"	
Paul Williams	358 N. Grove St.	other 7	Black	M	L	"	
Jerry Banks	63 N. Walnut St.	other 80	Black	M	L	"	
Terrence White	12 Summit St.	other 84	Black	M	L	"	
Tyrone Hughes	155 N. Arlington Ave.	other 85	Black	M	L	"	
Ladon Hammonds	107 New St.	other 85	Black	M	L	"	
Joseph Hubbard	12 Summit St.	other 84	Black	M	L	"	
Anthony Townes	413 Park Ave	other 87	Black	M	L	"	

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MONTHLY REPORT - NEWARK YOUTH SERVICES

ИСУДА УП. VIII

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April 20, 1983

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MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone # 481-0415

MCDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Daryl Avant	147 Cleveland St.	other	Black	M	M	Basketball Program	
Derrick Butler	9 Kenmore Terr. E.O.	other	Black	M	M	"	
Andrew Clarke	91 Ellis Ave. Irv.	other	Black	M	M	"	
Arthur Davis	254 Lincoln St., E.O.	other	Black	M	L	"	
Hatim Debnam	186 Glenwood Ave., E.O.	other	Black	M	M	"	
Lee Andre Debruhl	103 N. Walnut St., E.O.	other	Black	M	L	"	
James Garner	95 N. Clinton St., E.O.	other	Black	M	L	"	
Raashon Goodwin	7 S. Maple Ave., E.O.	other	Black	M	L	"	
Lennie Hayes	45 Princeton Ave., E.O.	other	Black	M	M	"	
Eric Majette	160 Rutledge, E.O.	other	Black	M	M	"	
Renard Scott	31 Breckenridge Ave., E.O.	other	Black	M	L	"	
James Thomas	492 Park Ave., E.O.	other	Black	M	L	"	
Lee Wright	22 N. Clinton Ave., E.O.	other	Black	M	L	"	
Damon Pitts	154 S. Arlington Ave E.O.	other	Black	M	L	"	

April 20, 1983

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ENTRUSTED PEOPLE AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone: 481-0415

MCDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Orlando Andujar	105 Bloomfield Ave, Nwk.	CT 92-93	Hispanic	M	L	Basketball Program	
Joseph Cruz	212 Summer Ave Nwk.	CT 92-93	Hispanic	M	L	"	
Jose Lopez	270 Summer Ave Nwk.	CT 92-93	Hispanic	M	L	"	
Michael Rivera	42 Arlington Ave Nwk.	CT 92-93	Hispanic	M	L	"	
Edward Feliciano	312 Summer Ave Nwk.	CT 92-93	Hispanic	M	L	"	
Esteban Beltran	279 Mt. Prospect Ave, Nwk.	CT 92-93	Hispanic	M	L	"	
Albert Figueroa	299 Summer Ave Nwk.	CT 92-93	Hispanic	M	L	"	
William Arroyo	10 Nursery St. Nwk.	CT 92-93	Hispanic	M	L	"	
Juan Gonzalez	330 Mt. Prospect Ave, Nwk.	CT 92-93	Hispanic	M	L	"	
Alan Ramos	413 Summer Ave Nwk.	CT 92-93	Hispanic	M	L	"	
Juan Santiago			Hispanic	M	L	"	
Luis Quinones			Hispanic	M	L	"	

April 20, 1983

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MONTHLY REPORT - NEWARK YOUTH SERVICES

Location: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Telephone: 481-0415

ICDA YR. XII I

Prepared By: Anthony Burke

Title: Project Director

For The Month Of:

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Jarrod Shuford	276 Schly St., Nwk.	45 other	B	M	L	Basketball Program	
Mark Douglas	864 So. 15th St., Nwk.	42 other	B	M	L	" "	
Larry Jones	183 Grumman Ave., Nwk.	47 other	B	M	M	" "	
Steve Lewis	136 Barclay St., Nwk.	46 other	B	M	L	" "	
Elwood Thompson	278 W. End Ave., Nwk.	35 other	B	M	L	" "	
Robert Robertson	787 So. 13th St., Nwk.	44 other		M	L	" "	
Larry Hammond	4516 Schly St., Hillside		B	M	M	" "	

April 20, 1983

REPORT OF MONTHLY AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

HCDA YR. VIII

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Prepared By: Anthony Burke

Title: Project Director

phone # 481-0415

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS THRU	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
R. McIver	401 Roseville Ave., Nwk. other	8	B	M	L	Basketball Program	
B. Simpson	402 Roseville Ave., Nwk. other	6	B	M	L	"	
A. Martinez	472 No. 5th St., Nwk.	8 other	H	M	L	"	
B. Hicks	268 No. 12th St., Nwk.	6 other	B	M	M	"	
J. Gonzalez	176 Bloomfield Ave., Nwk. other	91	H	M	L	"	
J. Louisaint	32 Peck Ave., Nwk.	6 other	M	M	M	"	
Mc Givens	548 No. 7th St., Nwk.	5 other	B	M	L	"	

April 20, 1983

HUMAN SERVICES AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICESAddress: 346 Mt. Prospect Avenue, Newark, N.J. 07104Phone # 481-0415NCDA YR. 1 VIIIPrepared By: Anthony BurkeTitle: Project Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
J. Pinto	451 No. 7th St., Nwk.	other 8	W	M	M	Basketball Program	
N. Bradley	46 No. 5th St., Nwk.	other 16	B	M	L	" "	
M. Damiano	61 No. 10th St., Nwk.	other 6	M	M	M	" "	

April 20, 1983

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MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone: 481-0415

NCDA YR. VIII

Prepared By: Anthony Burke

Title: Youth Service Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Sean Evans	212 So. 10th St., Nwk.	Black	M	L	Basketball Program	
Jose Dominguez	39 Ashland St., Nwk.	Hispanic	M	L	"	
Graig Daye	408 S. 12th St., Nwk.	Black	M	L	"	
Daryl Hairstone	389a Hunterdon St., Nwk.	Black	M	L	"	
Bobby Smith	62 Lindsey Ave, Nwk.	Black	M	L	"	
Octavious Williams	190 Munn Ave Nwk.	Black	M	L	"	
Leonard Montague	299 S. 11th St. Nwk.	Black	M	L	"	
Jakoddy Bryant	212 S. 11th St., Nwk.	Black	M	L	"	
James Coleman	5 Howell Pl. Nwk.	Black	M	L	"	
Curdien	299 S. 11th St., Nwk.	Black	M	L	"	
Dennis Leonard	313 S. 11th St. Nwk.	Black	M	L	"	
Rashid Diggs	18 Linden St.	Black	M	L	"	
Janol Bellamy	24 Ashland	Black	M	L	"	
Paul Perkins	30 N. 7th St.	Black	M	L	"	
Romero Jackson		Black	M	L	"	

April 20, 1983

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

tion: 346 Ht. Prospect Avenue, Newark, N.J. 07104

phone # 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of:

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Tony Evans	42 Osborne Terr., Nwk	54 other	B	M	L	Basketball Program	
Jai Bond	801 Elizabeth Ave., Nwk.	47 other	B	M	L	"	
Omar-Kenneth Travitt	345 Kerr Ave., Nwk.	45 other	B	M	L	"	
Nit Otu	170 Fabyan Pl., Nwk.	43 other	B	M	M	"	
Anthony Wade	686 So. 11th St., Nwk.	37 other	B	M	L	"	
Steve McCogyle	1462 Hivathia Ave., Hillside	other	B	M	M	"	

April 20, 1983

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NEWARK YOUTH SERVICES

MONTHLY REPORT - NEWARK YOUTH SERVICES

Address of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Telephone # 481-0415

ICDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENTS
William Vickers	136A Broadway, Nwk.	CT 92-13	B	M	L	Basketball Program	
Derrick McKay	72 7th Ave., Nwk.	other	B	M	L	"	
Reynoldo Ramos	86 Cutler St., Nwk.	89 other	H	M	L	"	
David Burks	25 Clinton Ave., Nwk.	59 other	B	M	L	"	
Victor Henderson	8 Sheffield Dr., Nwk.	86 other	B	M	L	"	
Nathaniel Mariano	84 7th Ave., Nwk.	86 other	H	M	L	"	
		88 other	H	M	L	"	

April 20, 1983

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MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone # 481-0415

ICDA YR. VIII
 Prepared By: Anthony Burke
 Title: Project Director
 For the Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Travis Sellers	603 Elizabeth Ave., Nwk.	49 other	B	M	L	Basketball Program	
Tony Graves	58 Keer Ave., Nwk.	47 other	B	M	L	"	
Keith Reynolds	179 Weequahic Ave., Nwk.	46 other	B	M	L	"	
Spencer Close	49 Vassar Ave., Nwk.	47 other	B	M	L	"	
Barry Cox	212 Weequahic Ave., Nwk.	46 other	B	M	L	"	
Joseph Batts	435 Clinton Pl., Nwk.	47 other	B	M	L	"	

701 Pomona Ave., Nwk.

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April 20, 1983

FAMILY AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

Office of Center: NEWARK YOUTH SERVICESLocation: 346 Mt. Prospect Avenue, Newark, N.J. 07104Phone: 481-0415ICDA YR. VIIIPrepared By: Anthony BurkeTitle: Project DirectorFor The Month Of:

NAME OF RECIPIENT	ADDRESS	CENSUS THRESHOLD	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Anthony Tucker	205 Weequahic Ave., Nwk.	other 46	B	M	L	Basketball Program	
Louis Armstrong	109 Pomona Ave., Nwk.	other 47	B	M	L	" "	
James Wilson	74 Weequahic Ave., Nwk.	other 47	B	M	L	" "	
Kelth Couch	159 Pomona Ave., Nwk.	other 47	B	M	L	" "	
Marc Johnson	5 Pomona Ave., Nwk.	other 46	B	M	L	" "	
Fredrick Mitchell	209 Weequahic Ave., Nwk.	other 47	B	M	L	" "	
Travis Ford	74 Weequahic Ave., Nwk.	other 47	B	M	L	" "	

April 20, 1983

EDUCATION, POLICY AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of: _____

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone # 481-0415

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Roland Hall	161 Prospect St., E.O.	other	B	M	L	Basketball Program	
Bernard Chase	114 N. Arlington Ave. ^{EO}	other	B	M	L	"	
Corey Moore	69 N. Arlington Ave. ^{EO}	other	B	M	L	"	
Hokiem Green	556 Park Ave. ^{EO}	other	B	M	M	"	
Scott Reddick	68 Marcy Ave. ^{EO}	other	B	M	L	"	
Mark Richards	36 S. Munn Ave.	other ²⁵	B	M	M	"	
Andy Wingate	130 Woodland Ave.	other ³⁷	B	M	L	"	

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April 20, 1983

REPORT OF SERVICE AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

HCDA YR. VIII

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Prepared By: Anthony Burke

Title: Youth Service Director

Phone # 481-0415

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENTS
David Roberts	14 9th Ave., Nwk.	other	Black	M	L	Basketball Program	
Brian Johnson	11 Sussex Ave, Nwk.	other	Black	M	L	"	
Terek Youngblood	6507 Sussex Ave, Nwk.	other	Black	M	L	"	
Matthew Cole	11 Sussex Ave, Nwk.	other	Black	M	L	"	
Eric Lang	7012 Sussex Ave, Nwk.	other	Black	M	L	"	
Danny Small	30 South Mann St., Nwk.	other	Black	M	L	"	
Shawn Newton	35 Sussex Ave, Nwk.	other	Black	M	L	"	
Johnny Taylor	37 Sussex Ave, Nwk.	other	Black	M	L	"	
Rashaan Woods	2 Hawthorn Ave, Nwk.	other	Black	M	M	"	
Lenny James			Black	M	L	"	
Charles Whittle			Black	M	L	"	
Lance Smith			Black	M	L	"	

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April 20, 1983

YOUTH SERVICES AND DEVELOPMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue Newark, N.J. 07104

Phone: 481-0415

ICDA Yr. VIII

Prepared By: Anthony Burke

Title: Project Director

For the Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Dwayne Jones	19 N. 18th St. E.O.	other	B	M	M	Basketball Program	
Columbus Jones	403 N. Arlington Ave. ^{EO}	other	B	M	L	"	
David Buckman	15 Summit St.	other	B	M	L	"	
Alexander Perry	481 William St. ^{EO}	other	B	M	L	"	
Sheldon Jones	125 Prospect St. ^{EO}	other	B	M	L	"	
Larry Gatlin	410 Prospect St. ^{EO}	other	B	M	L	"	

April 20, 1983

of Center: NEWARK YOUTH SERVICESLocation: 346 Mt. Prospect Avenue, Newark, N.J. 07104Phone # 481-0415MONTHLY REPORT - NEWARK YOUTH SERVICESICDA YR. VIIIPrepared By: Anthony BurkeTitle: Project Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CHURCH TRUST	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Brian Jones Bert Sells Reggie Pitts	38 Melmore Gardens, E.O. 21 Melmore Gardens, E.O. 41 N. 20th St., E.O.	Other	B B B	M M M	L L L	Basketball Program " "	
Nebraska Williams Darryl Austin Cory Williams	167 Freeman Ave., E.O. 118 N. 15th St., E.O. 56 S. Munn Ave., E.O.	Other	B B B	M M M	L L M	" " "	
Lee Hams Louis Harris Anthony Cadet	55 Williams St., E.O. 55 Williams St., E.O. 125 N. Oraton Pkwy., E.O.	Other	B B B	M M M	M M M	" " "	
Hyron Petty Jerry Beasley Anthony Williams	18 Linwood Place, E.O. 416 Carroll St., E.O.	Other	B B B	M M M	M M L	" " "	

April 20, 1983

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

tion: 346 Mt. Prospect Avenue, Newark, N.J. 07104

phone # 481-0415

ICDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

for The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMIT
Frank Lucas	88 Paine Ave., Nwk.	other	B	M	M	Basketball Program	
Antonio Gonzalez	34 Cutler St., Nwk.	other	H	M	L	"	
Candido Gradaille	37 A Mt. Prospect Ave., Nwk.	CT 92-13	H	M	L	"	
Willie Jimenez	42 Garside St., Nwk.	CT 92-13	H	M	L	"	
Francisco Colon	2 Sheffield Dr., Nwk.	other	H	M	L	"	
Rudy Cacopardo	49 A Garside St., Nwk.	CT 92-13	H	M	L	"	
Mark Jimenez	42 Garside St., Nwk.	CT 92-13	H	M	L	"	
Darryl Foster	206 12th Ave., Nwk.	other	B	M	L	"	
Anthony Sweeney	296 Clifton Ave., Nwk.	other	H	M	L	"	
David Santana	91 Cutler St., Nwk.	other	H	M	M	"	
Angelo Guida	228 Parker St., Nwk.	CT 92-13	H	M	L	"	
Josipa Rivera	39 Garside St., Nwk.	other	H	M	L	"	
Michael Lamboy	141 James St., Nwk.	other	H	M	M	"	
John Guida	228 Parker St., Nwk.	other	H	M	M	"	

April 20, 1983

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NEWARK YOUTH SERVICES AND DEPARTMENT OFFICE

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

tion: 346 Mt. Prospect Avenue, Newark, N.J. 07104

phone # 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of: April

NAME OF RECIPIENT	ADDRESS	CENSUS TRACY	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
John Malanga Michael Bucca Diego Navas	11 N. 10th St., Nwk. 249 Lake St., Nwk. 70 Peck Ave., Nwk.	other 9 other 91 other 65	W W H	M M M	M L L	Basketball Program " "	
Benjamin DeJesus Tommy Fano Enzo DiCostanzo	480 N. 6th St., Nwk. 324 N. 11th St., Nwk. 148 3rd Ave., Nwk.	other 8 other 6 CT 92.13	H W W	M M M	M M M	" " "	
Jorge Monroig Eddie Gonzalez Don Palmeri	520 N. 9th St., Nwk. 594 Clifton Ave., Nwk. 400 Roseville Ave., Nwk.	other 4 other 44 other 26	H H W	M M M	L M M	" " "	
Vinny Ucci Octavio Melita Chris Madeligh	19 Honiss St., Nwk. 232 E. Delavan Ave., Nwk. 342 Roseville Ave., Nwk.	other 1 CT 94 other 7	W W W	M M M	M M L	" " "	
Jorge Navan Toby Marmorino	10 Peck Ave., Nwk. 850 Magnolia Lane, Nwk.	other 6 other 3	H W	M M	L	" "	

April 20, 1983

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

phone # 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Robert Bethea Sherwood Kirkland Handrick Lassiter	135 Hillside Ave., Nwk. 31 Prince St., Nwk. 113 Chelse Ave., Nwk.	oth 88 oth 64 oth 25	B B B	M M M	L L L	Basketball Program " "	
LeRon Alston Wilbur Bynum Gregory Spruill	24 Ashland Ave., 92 Clearmont St., Trv. 404 Avon Ave., Nwk.	oth 48 oth 44 oth 44	B B B	M M M	L L L	" " "	
Kelvin Pitman Michael Colter Kyle Price	18 Stratford Pl., Nwk. 323 Smith St., Nwk. 373 S. Harrison St., Trv.	oth 88 oth 28 oth 28	B B B	M M M	L L L	" " "	
LeFranc Verrado Rodney Willis Anthony Dock	24 Ashland St., Nwk. 29 No. 5th St., Nwk. 950 So. 10th St., Nwk.	oth 78 oth 45 oth 14	B B B	M M M	L L L	" " "	

April 20, 1983

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MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Location: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone: 481-0415

HCDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of:

NAME OF RECIPIENT	ADDRESS	CENSUS TRACT	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENT
Keyne Pugh Jamil Figueroa Paul Quinones	298 N. 5th St., Nwk. 37 Brunswick St., Nwk. 44 Parkhurst St., Nwk.	oth 68 oth 67 oth 67	B H H	M M M	L L L	Basketball Program " "	
John Dunlap Miguel Cosme Teofilo Lorenzo	85 Mahammad Ali St., Nwk. 1183 Broad St., Nwk. 51 Parkhurst St., Nwk.	oth 66 C1 12-13 oth 67	B H H	M M M	L L L	" " "	
Israel Valle Luis Muniz Nelson Montalvo	5 Sherman Ave., Nwk. 524 Mulberry St., Nwk. 86 Brunswick St., Nwk.	oth 69 oth 68 oth 69	H H H	M M M	L L L	" " "	
Gregory Mosqueda Ismael Toledo William James	22 Thomas St., Nwk. 611 High St., Nwk. 810 S. 16th St., Nwk.	oth 69 oth 63 oth 42	H H B	M M M	L L L	" " "	
Wilfredo Sanchez Charles Thomas Dario Salas	7 Sherman Ave., Nwk. 97 Ludlow St., Nwk. 41 Thomas St., Nwk.	oth 59 oth 4802 oth 67	H B H	M M M	L L L	" " "	

April 20, 1983

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICES

Address: 346 Mt. Prospect Avenue, Newark, N.J. 07104

Phone: 481-0415

ICDA YR. VIII

Prepared By: Anthony Burke

Title: Project Director

For The Month Of:

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMIT
Aramis Figueroa	97 Clifton Ave., Nwk.	90 other	H	M	L	Basketball Program	
Lamont Allen	64 7th Ave., Nwk.	86 other	B	M	L	"	
Isaac Johnson	2 Sheffield Dr., Nwk.	86 other	B	M	L	"	
Richard Johnson	72 7th Ave., Nwk.	86 other	B	M	L	"	
Clarence Philson	8 Sheffield Dr., Nwk.	86 other	B	M	L	"	
Ronald Twitty	74 7th Ave., Nwk.	89 other	B	M	L	"	

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1130 Stone St., Nwk.

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NEWARK YOUTH SERVICES

MONTHLY REPORT - NEWARK YOUTH SERVICES

of Center: NEWARK YOUTH SERVICESLocation: 346 Mt. Prospect Avenue, Newark, N.J. 07104

April 20, 1983

phone # 481-0415

HCDA YR. VIIIPrepared By: Anthony BurkeTitle: Project Director

For The Month Of: _____

NAME OF RECIPIENT	ADDRESS	CENSUS TRAC	RACE	SEX	INCOME	TYPE OF SERVICE PROVIDED	COMMENTS
Robert Gills Rossie Kearson Billy Linder	57 West Kinney St., Nwk. 316 Vermont Ave., Nwk. 228 No. 3rd St., Nwk.	eth 8/81 eth 8/85 eth 8/89	B B W	M M M	L L L	Basketball Program " "	
Elvin Rivera Erskine Hardov Richard Fernandez	22 Taylor St., Nwk. 425 Mt. Prospect Ave. 256 Summer Ave., Nwk.	eth 8/87 C1 92-93 C1 92-93	R B R	M M M	L L L	" " "	
Antonio Valentine Jerry Mercado Carlos Ramos	398 Summer Ave., Nwk. 145 4th Ave., Nwk. 430 Woodside Ave., Nwk.	C1 92-93 eth 8/87 eth 8/87	R R R	M M M	L L L	" " "	
Richard Memitoza Artie Rocco Michael Wyke	126 Stone St., Nwk. 224 Garside St., Nwk. 174 No. 9th St., Nwk.	eth 8/89 eth 8/87 eth 8/87	R W B	M M M	L L L	" " "	
Albert Andino Pablo Gonzalez	186 Ridge St., Nwk. 120 Stone St., Nwk.	eth 8/91 eth 8/89	R R	M M	L L	" "	

April 20, 1983

7-R-h.

RESOLUTION RATIFYING AND EXTENDING GRANT AGREEMENT FROM APRIL 1, 1983 TO APRIL 20, 1983; FURTHER AMENDING RESOLUTION 7-R-v, FEBRUARY 16, 1983, AGREEMENT WITH UNITED STATES DEPARTMENT OF ECONOMIC DEVELOPMENT ADMINISTRATION FOR AN ECONOMIC PLANNING GRANT, FOR PERIOD APRIL 21, 1983 TO MAY 31, 1983; NO ADDITIONAL FUNDS SHALL BE RECEIVED UNDER THIS AMENDED AGREEMENT; NNO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED. (FIFTH CONTRACT EXTENSION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.

RESOLUTION AMENDING RESOLUTION 7-R-e-S, SEPTEMBER 21, 1982, CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER FOR A WORK EXPERIENCE/VALLEY SECTION PROGRAM, FOR TRAINING OF 12 PARTICIPANTS, BY CHANGING TERMINATION DATE FROM JUNE 30, 1983 TO SEPTEMBER 30, 1983, IN SUM NOT TO EXCEED \$42,160.; NO ADDITIONAL FUNDS ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION RATIFYING CONTRACT WITH GI GI KENNELS, FOR PERIOD APRIL 1, 1983 TO APRIL 20, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH GI GI KENNELS, 900 PASSAIC AVENUE, EAST NEWARK, ONLY RESPONSIBLE BIDDER, FOR PROVIDING ANIMAL SHELTER SERVICES, FOR PERIOD APRIL 21, 1983 TO MARCH 31, 1984, FOR SUM OF \$60,000., IN ACCORDANCE WITH BID SPECIFICATIONS; \$15,000. APPROPRIATED TO COMMENCE THIS SERVICE AS NEEDED DURING CONTRACT PERIOD; BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS FOR THE FISCAL YEAR AND PART SHALL BE RAISED IN 1983 DOG CONTROL REVENUE TO CONTINUE THIS SERVICE. (THERE SHALL BE NO AMENDMENT OR CHANGE IN TERMS OF THIS CONTRACT WITHOUT APPROVAL OF MUNICIPAL COUNCIL)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution returned to Administration April 6, 1983 for redraft)

A motion to defer action on this resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

RESOLUTION RATIFYING CONTRACT WITH CHARLES GARO ASHJIAN, FOR PERIOD APRIL 1, 1983 TO APRIL 20, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH CHARLES GARO ASHJIAN, 51 NEW STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, TITLE SEARCHER TO PERFORM THE FUNCTIONS OUTLINED IN SCOPE OF SERVICES, FOR DEPARTMENT OF ADMINISTRATION, DIVISION OF REAL PROPERTY, FOR PERIOD APRIL 21, 1983 TO MARCH 31, 1984, FOR SUM OF \$5,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-l.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR UNIFORM SERVICE FOR WATER METER READERS, DEPARTMENT OF FINANCE, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR LABORATORY DIAGNOSTIC SERVICES, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR LUBRICATION, GREASING AND OIL CHANGE FOR HEAVY DUTY VEHICLES, DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilman Carrino.

7-R-o.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR WASHING AND CLEANING OF LIGHT DUTY VEHICLES, DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by requesting bids for each of the North, East and South Police Districts was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR SNOW PLOW REPAIRS AND PARTS, DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

April 20, 1983

7-R-q.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR CERTIFIED SHORTHAND REPORTING SERVICES, VARIOUS DEPARTMENTS, VARIOUS CITY GOVERNMENT AGENCIES; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR MOUNTING OF SNOW PLOW FRAMES, DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR AIR CONDITIONING AND REFRIGERATION MAINTENANCE AND PARTS, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF PETER JUZEFYK EXCAVATING CO., ARTKO WRECKING CO., THOMAS J. HARPER INC., BUJAC DEMOLITIONS INC., A.G. MAZZOCCHI INC. AND GIORDANO COMPANY INC.; PURSUANT TO N.J.S.A. 40A:11-6, FOR DEMOLITION OF BUILDINGS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO GIORDANO COMPANY INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, 7 STRUCTURES, SUM OF \$17,150.; A.G. MAZZOCCHI INC., 10 ORCHARD STREET, MADISON, 29 MADISON AVENUE a/k/a 48 RIDGEWOOD AVENUE, SUM OF \$4,675.; BUJAC DEMOLITIONS INC., 58 BURNETT TERRACE, WEST ORANGE, 5 STRUCTURES, SUM OF \$30,366.; THOMAS J. HARPER INC., 257 NORTH GROVE STREET, EAST ORANGE, 2 STRUCTURES, SUM OF \$4,600.; PETER JUZEFYK EXCAVATING CO., 428 EDGAR ROAD, ELIZABETH, 5 STRUCTURES, SUM OF \$14,510.; ARTKO WRECKING CO., 117 PROSPECT AVENUE, BAYONNE, 130 14TH AVENUE, SUM OF \$3,333.; ALL LOWEST RESPONSIBLE BIDDERS, IN ACCORDANCE WITH PROPOSAL AND SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. VIII, DEMOLITION FUND.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference May 3, 1983 was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$4,000. PAYABLE TO BEVERLY PERRY AND ARTHUR N. MARTIN, JR., 1180 RAYMOND BOULEVARD, NEWARK; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FURTHER AUTHORIZING DIRECTOR OF FINANCE TO ISSUE DRAFT IN SUM OF \$2,000. PAYABLE TO SHELDA JORDAN AND ARTHUR N. MARTIN, JR., 1180 RAYMOND BOULEVARD, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MS. PERRY AND MS. JORDAN, FORMERLY EMPLOYED BY CITY OF NEWARK, UNDER CETA PROGRAM, AS PERSONNEL TECHNICIAN. (INSTITUTED SUIT IN UNITED STATES DISTRICT COURT FOR NEW JERSEY, SEEKING COMPENSATION BY CITY OF NEWARK UNDER FAIR LABOR STANDARDS ACT (20 U.S.C. 203) FOR DIFFERENCE BETWEEN WHAT THEY EARNED AS CETA EMPLOYEES AND WHAT THEY ALLEGE THEY SHOULD HAVE BEEN EARNING AS CETA EMPLOYEES)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT \$200. FROM CHARLES V. ROEMNELE OR HIS AUTOMOBILE LIABILITY INSURANCE COMPANY, INSURANCE OF NORTH AMERICA/AETNA INSURANCE COMPANY, IN FULL SETTLEMENT OF CLAIM; CORPORATION COUNSEL SHALL PREPARE AND SUBMIT ALL PAPERS AND DOCUMENTS AS HE DEEMS NECESSARY; MR. ROEMNELE WHILE OPERATING HIS AUTOMOBILE STRUCK CITY VEHICLE, DRIVEN BY LT. RANKIN OF NEWARK POLICE DEPARTMENT WHICH STRUCK MS. TELLEZ'S VEHICLE WHICH WAS LEGALLY PARKED ON BRANFORD PLACE. (MS. TELLEZ INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT AGAINST CITY OF NEWARK AND MR. ROEMNELE; CITY OF NEWARK FILED AN AFFIRMATIVE CLAIM AGAINST MR. ROEMNELE FOR DAMAGES CAUSED TO THEIR VEHICLE; MR. ROEMNELE AGREED TO PAY \$450. TO MS. TELLEZ IN FULL SETTLEMENT OF HER CLAIM AGAINST MR. ROEMNELE AND CITY OF NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$666.54 PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND BECH, REICHSTEIN AND GUIDONE, THEIR ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION; FOR DAMAGES TO THEIR UTILITY POLE LOCATED ON MAIN STREET BETWEEN PARK AND PRINCE STREETS IN ORANGE, NEW JERSEY; NEWARK SANITATION EMPLOYEE ANTHONY LOVE, DROPPED HIS MICROPHONE WHILE TALKING ON RADIO AS HE DROVE EAST ON MAIN STREET IN CITY VEHICLE AND STRUCK SAID POLE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Tucker, Villani, President Grant.
Not Voting: Councilmen Carrino, Rice.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$4,656.54 PAYABLE TO FRANKLIN PRATHER, FORMER PARTICIPANT OF COMPREHENSIVE EMPLOYMENT AND TRAINING ACT PROGRAM (C.E.T.A.), FILED A COMPLAINT WITH UNITED STATES DEPARTMENT OF LABOR AGAINST NEWARK C.E.T.A. PROGRAM, ALLEGING ENTITLEMENT TO REIMBURSEMENT FOR CERTAIN MONIES DUE HIM BY SAID PROGRAM; HONORABLE SOBERNHEIM, ADMINISTRATIVE LAW JUDGE FOUND FIVE OUT OF NINE FINDINGS IN FAVOR OF MR. PRATHER; UPON INSISTENCE OF FORMER DIRECTOR OF C.E.T.A. WHEELER, CITY OF NEWARK APPEALED AFORESAID DECISION AND ON JULY 15, 1982, IN BEST INTERESTS OF CITY OF NEWARK A STIPULATION OF DISMISSAL OF AFORESAID APPEAL WAS FILED WITH UNITED STATES DEPARTMENT OF LABOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

April 20, 1983

/7-R-y.

RESOLUTION AMENDING RESOLUTION 7-R-cl, AUGUST 12, 1981, DELETING THEREFROM REFUND OF \$1,845. TO VINCENTE MALDONADO, PURCHASER OF 361-365 SPRINGFIELD AVENUE; PURCHASER DID NOT EXECUTE AND RESUBMIT PURCHASE ORDER NUMBERS 272931 AND 273935; FURTHER RETURNING SAID SUM TO GENERAL CITY TREASURY; FURTHER VOIDING SAID PURCHASE ORDER NUMBERS. (MR. MALDONADO INSTITUTED SUIT FOR RECOVERY OF DAMAGES IN EXCESS OF PURCHASE PRICE; COURT DETERMINED CITY CONVEYED MARKETABLE TITLE TO PLAINTIFF OF SAID PREMISES AND IS NOT ENTITLED TO REFUND OR DAMAGES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-z.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$132.72 TO LYNETTE CRAWFORD, 1048 SANFORD AVENUE, IRVINGTON, NEW JERSEY AND COPY OF CHECK TO ARTHURINE PRICE, E.O.S., LOCATED AT EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, PHILADELPHIA, PENNSYLVANIA, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY MS. CRAWFORD, IN FAVOR OF CITY OF NEWARK, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL. (MS. CRAWFORD FILED A CHARGE OF RACE AND SEX DISCRIMINATION IN HIRING, BENEFITS, TERMS AND CONDITIONS OF EMPLOYMENT, PROMOTION, TESTING AND SENIORITY AGAINST CITY OF NEWARK WITH EQUAL EMPLOYMENT OPPORTUNITY COMMISSION)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$270. FROM ACCOUNT NUMBER 11-10-5878 TO DEPARTMENT OF WATER ACCOUNTING AND CUSTOMER SERVICE, TO BE APPLIED TO WATER ACCOUNT NUMBER 07-36-01-05000; SIAD PREMISES WERE FORECLOSED IN ERROR ON SEPTEMBER 30, 1982 FROM THE FORMER OWNER OF RECORD MR. WILHEM ANDRE; FORECLOSURE JUDGEMENT OF SAID PREMISES HAS BEEN VACATED BY SUPERIOR COURT (CHANCERY DIVISION) ON JANUARY 11, 1983; CITY OF NEWARK COLLECTED RENTS ON SAID PROPERTY FOR MONTH OF DECEMBER, 1982 IN AMOUNT OF \$270.; MR. ANDRE OWES CITY OF NEWARK \$621.14 ON ACCOUNT OF UNPAID WATER CHARGES ON SAID PREMISES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-bb.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ARMAND E. LEMBO, DIRECTOR, DIVISION OF INSPECTIONS, DEPARTMENT OF HEALTH AND WELFARE, FOR PERIOD BEGINNING MARCH 7, 1983 AND ENDING SEPTEMBER 7, 1983. (ADMINISTRATIVE AIDE, DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY - FIRST LEAVE BEGAN SEPTEMBER 7, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-bc.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO LEONARD CHAVIS, SUPERINTENDENT OF RECREATION, DEPARTMENT OF RECREATION AND PARKS, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING MARCH 15, 1983 AND ENDING SEPTEMBER 15, 1983. (DIRECTOR, DEPARTMENT OF RECREATION AND PARKS - FIRST LEAVE BEGAN SEPTEMBER 15, 1980)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

April 20, 1983

7-R-bd. RESOLUTION DECLARING VOID THE AUTHORIZATION TO SELL AT PUBLIC AUCTION, PROPERTY KNOWN AS 257, 259 AND 261 MT. PLEASANT AVENUE, BLOCK 443, LOTS 23, 25, NEWARK, NEW JERSEY, LISTED ON RESOLUTION 7-R-j, ADOPTED MARCH 16, 1983 BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WHICH PROPERTY RECEIVED NO BIDS AT THE AUCTION OF MARCH 28, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be. RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A", UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf. RESOLUTION REJECTING BIDS RECEIVED FOR SUPERINTENDENT SERVICES FOR BLOCK 1927, LOT 29, COMMONLY KNOWN AS 66 NORTH 9TH STREET; BLOCK 3553, LOT 16, COMMONLY KNOWN AS 223-229 MEEKER AVENUE AND BLOCK 3646, LOT 18, COMMONLY KNOWN AS 19 LYONS AVENUE; (RESOLUTION 7-R-ee (A.S.), AUGUST 11, 1982 AUTHORIZED MANAGER OF CITY-OWNED PROPERTY TO SOLICIT AND RECEIVE BIDS FOR PURPOSE OF PROVIDING SUPERINTENDENT SERVICE FOR CERTAIN CITY-OWNED PROPERTIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-bg. RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THREE HUNDRED NINETY DOLLARS (\$390.) TO MR. DAN RUSSO, FOR AN AMUSEMENT PARLOR LICENSE NOT ISSUED. (315 NORTH 12TH STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-bh. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND THREE HUNDRED NINETY DOLLARS (\$390.) TO MR. HARRY K. PARSONS, JR., FOR AN AMUSEMENT PARLOR LICENSE NOT ISSUED. (245 WOODFIELD ROAD, WASHINGTON TOWNSHIP, NEW JERSEY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-bi. RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THREE HUNDRED NINETY DOLLARS (\$390.) TO MR. WINSTON W. FRASER, FOR AN AMUSEMENT PARLOR LICENSE NOT ISSUED. (10 HILL STREET)

(Copy of resolution and correspondence submitted to each Member of the Council)

April 20, 1983

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
 Villani, President Grant.
 Absent During Roll Call: Councilman Payne.

7-R-bj.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT "A", TOTALING \$1,262,802.81 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, SENIOR CITIZEN ALLOWANCE AND CASH OVERPAYMENTS, FOR YEARS 1975, 1976, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
 Villani, President Grant.
 Absent During Roll Call: Councilman Payne.

7-R-bk.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$217,731.99 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, FOR YEARS 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
 Villani, President Grant.
 Absent During Roll Call: Councilman Payne.

7-R-bl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$486,343.98 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, CANCELLATION OF TAXES, SENIOR CITIZEN ALLOWANCE, VETERAN'S ALLOWANCE AND CASH OVERPAYMENTS FOR YEARS 1974, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:
 Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

Councilman Martinez said just a word of caution again. Almost \$2 million cash overpayments and these are from appeals made before the Tax Board. He would suggest that Tax Assessor Frisina meet with the Council because what is happening big companies are making appeals for tax assessments. These are dollars they held in escrow. They are going to see more and more of this in 1983, as high as \$10 million in refunds. He thinks they should have a long hard talk with Mr. Frisina.

Councilman Tucker said they can ask Tax Assessor Frisina to come before the Council. The last time he came and stated that until the City reevaluates, they are going to win these cases. What are they going to talk to him about. He is going to tell them the same thing. Until the City goes through a revaluation and reassessment of its real property, which they don't want to take place, they are going to keep losing the tax appeals.

April 20, 1983

1353

7-R-bm.

RESOLUTION APPOINTING 36 SPECIAL POLICE OFFICERS, FOR YEAR ENDING DECEMBER 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)
(This resolution was adopted at a Special Meeting April 14, 1983)

7-R-bn.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING BOY'S TRACK TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC YEAR.

(For action on this resolution, see pages 4 and 5, in the minutes of this meeting)

7-R-bo.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE GIRLS TRACK TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC YEAR.

(For action on this resolution, see pages 4 and 5, in the minutes of this meeting)

7-R-bp.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE FOOTBALL TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

(For action on this resolution, see pages 4 and 5, in the minutes of this meeting)

7-R-bq.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE BOYS' CROSS COUNTRY TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

(For action on this resolution, see pages 4 and 5, in the minutes of this meeting)

7-R-br.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE SOCCER TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

(For action on this resolution, see pages 4 and 5, in the minutes of this meeting)

7-R-bs.

(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE GIRLS' CROSS COUNTRY TEAM OF VAILSBURG HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

(For action on this resolution, see pages 4 and 5, in the minutes of this meeting)

7-R-bt.

(A.S.)

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL EXTENDING SINCERE CONGRATULATIONS TO THE MOST REVEREND DAVID ARIAS OF THE ARCHDIOCESE OF NEWARK ON THE OCCASION OF HIS ORDINATION AS NEW JERSEY'S FIRST HISPANIC BISHOP.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

April 20, 1983

7-R-bu.
(A.S.)

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL OPPOSING NEW JERSEY BILL S-1253, WHICH WOULD REQUIRE THE LICENSING OF SOCIAL WORKERS, THE VAST MAJORITY OF WHOM ARE ALREADY REGULATED BY THE STATE OF NEW JERSEY.

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO PAY AMOUNTS SET FORTH IN EXHIBIT A TO PARTIES INDICATED; JUDGEMENTS WERE ENTERED BY TAX COURT OF NEW JERSEY REDUCING ASSESSMENT WITH REGARD TO PROPERTIES LISTED; TO BE PAID FROM MUNICIPAL BUDGET MANDATORY ITEMS, MUNICIPAL BUDGET ACCOUNT CODE NO. 11-21-01-7441 (INTEREST ON TAX APPEALS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.
(A.S.)

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY LOCATED AT 38-48 SPRING STREET, BLOCK 8, LOTS 83 AND 84, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (a) AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.
(A.S.)

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTIES LOCATED AT 300 WAINWRIGHT STREET (BLOCK 3734, LOTS 56, 58) AND 489-505 ELIZABETH AVENUE (BLOCK 3637, LOT 98), NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (a) AND AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BIDS FOR SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.
(A.S.)

RESOLUTION RATIFYING SUPERINTENDENT AGREEMENTS FOR PERIOD FEBRUARY 1, 1983 TO APRIL 20, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO 8 SUPERINTENDENT AGREEMENTS FOR PERIOD APRIL 21, 1983 TO JANUARY 31, 1984: PURSUANT TO TERMS AND CONDITIONS SET FORTH IN SCHEDULE A AND B. (THERESA GOULART, 271-77 SOUTH ORANGE AVENUE-\$175. MONTHLY; INEZ MARTINEZ, 297 MT. PROSPECT AVENUE-\$50. MONTHLY; FRANCISCO GARCIA, 30 WALNUT STREET-\$100. MONTHLY; MARIA URBINA, 414 CLINTON AVENUE-\$200. MONTHLY; CLARA COOPER, 69-71 TILLINGHAST STREET-\$50. MONTHLY; ROSALINA DE SOUSA, 22-24 DEMAREST STREET-\$100. MONTHLY; LOIS SMITH, 175-77 NYE AVENUE a/k/a 25 WAINWRIGHT STREET-\$50. MONTHLY; AND RONALD JOHNSON, 151 SMITH STREET-\$200. MONTHLY) (7-R-n, DECEMBER 30, 1982)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz.
(A.S.)

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL URGING ADEQUATE FUNDING FOR LEGAL SERVICES OF NEW JERSEY TO ASSURE SUFFICIENT LEGAL REPRESENTATION FOR THE POOR IN A TIME OF INCREASING NEED.

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca.
(A.S.)

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO ENTER INTO CONSENT ORDERS OR STIPULATIONS OF DISMISSAL WHERE IT IS FOUND THAT THE ACTION WAS INSTITUTED ERRONEOUSLY, PER ATTACHED LIST, ACCELERATED IN-REM FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$71,000., DIVISION OF SEWERS, OTHER EXPENSES, MISCELLANEOUS, JOINT MEETING MAINTENANCE; TO PROVIDE FUNDS IN ACCOUNT 7421 - FOR SECOND QUARTER PAYMENT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cc.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$280,000., DEPARTMENT OF WATER SUPPLY OTHER EXPENSES, MISCELLANEOUS, REAL ESTATE TAXES; TO PROVIDE ADDITIONAL FUNDS IN ACCOUNT 7404- REAL ESTATE TAXES DUE AND PAYABLE ON MAY 1, 1983; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and failed of adoption by the following votes:
Yes: Councilmen James, Payne, Rice, Tucker, President Grant.
No: Councilmen Martinez.
Not Voting: Councilmen Carrino, Villani.

Councilman Tucker indicated if this fails of adoption then it will not be a temporary appropriation, it will be a regular emergency appropriation. What this resolution does is basically provide funds to pay for real estate taxes and also Passaic Valley Sewerage in the interim before they adopt the budget. They are still going to have to pay them.

Councilman Tucker reiterated if this resolution is not adopted, after they adopt the budget, and at the next Council meeting it will be a real emergency and it will cost them twice as much.

Councilman Carrino said he is talking about 7-R-cc.

Councilman Tucker said he knows the Passaic Valley payment, Miscellaneous Revenue dealing with Joint Meeting. Based on Assistant Business Administrator Banker's representation, he indicated these taxes have to be paid prior to the adoption of the budget.

Councilman Carrino said he didn't have any problems with the other two resolutions but didn't know what real estate taxes they had to pay for the Water Supply.

Chief Accountant Fitzsimons noted these are taxes for the Watershed properties and must be paid by May 1st. The money is in the budget.

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Councilman Carrino requested to change his abstention vote to the affirmative.

Councilman Martinez requested to change his negative vote to the affirmative.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilwoman Villani.

7-R-cd.
(A.S.)

TEMPORARY EMERGENCY RESOLUTION APPROPRIATING \$1,500,000., DEPARTMENT OF ENGINEERING, DIVISION OF SEWERS, OTHER EXPENSES, MISCELLANEOUS, PASSAIC VALLEY SEWERAGE COMMISSION; TO PROVIDE ADDITIONAL FUNDS IN ACCOUNT 7412 - SECOND QUARTER PAYMENT; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1983 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-ce.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING EDDIE MUSTAFA MUHAMMAD, FORMER WORLD LIGHT HEAVYWEIGHT CHAMPION, AS ONE OF THE MOST OUTSTANDING BOXERS IN THE NATION TODAY.

(For action on this resolution, see page 3, in the minutes of this meeting)

7-R-cf.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-s, SEPTEMBER 19, 1962, AGREEMENT WITH PASSAIC VALLEY SEWERAGE COMMISSIONERS, BY TERMINATING CONSTRUCTION AND DISPOSAL OF SEWERAGE FROM THE MUNICIPAL SOUTH SIDE INTERCEPTOR SEWER INTO THE PASSAIC VALLEY SEWER AT ITS PUMPING STATION. (AS RESULT OF CHANGES IN FEDERAL REGULATIONS PERTAINING TO TREATMENT FACILITIES, THIS CONTRACT HAS BEEN RENDERED INVALID)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez.

Councilman Tucker questioned whether they can defer action on this resolution until the next meeting. This came in at the last minute and the federal regulations talk about a formula and he doesn't know if this is clear and is hopeful they get more discussion on this. What are the federal regulations that they are talking about and does it have to do with the adoption of a new formula.

City Clerk D'Ascensio replied the federal regulations do not permit giving favorite treatment to anybody that is a participant in discharging affluent into the sewer. They had an existing contract with the Passaic Valley Sewerage in which they gave them a 25% reduction in the rates under the regulation of the federal government because they gave Passaic Valley so many hundreds of millions of dollars to put into the treatment facility was no longer legal. There are other items on the agenda which deal with this item.

Councilman Tucker said the original ordinance that was supposed to change the billing formula which would have major impact on industry from the standpoint of Passaic Valley Sewerage was covered by a federal regulation. You cannot charge based on what they have been charging. They have just been charging, they take the tap off the water and equate that directly with the seer.

City Clerk D'Ascensio noted they were paying 25% less than the other participants.

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Councilman Tucker asked what is the impact of this.

City Clerk D'Ascensio said the Council has adopted an ordinance on first reading authorizing the execution of a lease where they get this money back.

President Grant queried if they are getting a million dollars back.

Chief Accountant Fitzsimons replied they put \$850,000. in the ordinance which was passed under first reading. This resolution is rescinding the old contract. This is money they are going to be getting and not that they are going to charge them.

Councilman Payne said he doesn't know if Councilman Tucker has been satisfied. He would like to once again voice his opposition to "late starters" after the closing of the calendar. He has spoken to the Mayor on several occasions. They are talking about big dollar contracts. They have received an excellent explanation on this resolution at 12:35 A.M. and it just doesn't make any sense to him. It is no way to do business and they continue to do it. They can fight about a Grand Jury that is a bad practice, problems have come up before and they are going to continue to do it and they are going to find themselves trying to explain why they are passing things they havent seen before 12:35 A. M. and getting an explanation at this time. He believes it is wrong and it is going to come back to haunt them.

The motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen James, Martinez, President Grant.

Not Voting: Councilmen Carrino, Payne, Rice, Tucker, Villani.

President Grant stated this particular item invalidates an old contract. Under the new provisions the City of Newark is to get close to a million dollars and he understands will be included in this years' budget.

Councilman Tucker said since this item failed of adoption, he questioned whether this item can be scheduled for a special meeting on Tuesday, April 26, 1983, because if it is going to have an impact on the 1983 Budget they can at least consider it at that time.

President Grant requested the City Clerk to send out special meeting notices to all interested parties.

7-R-cg.
(A.S.)

RESOLUTION DESIGNATING TEN (10) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, HOWARD SAVINGS BANK-NEWARK, FIDELITY UNION BANK-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, NEW JERSEY CASH MANAGEMENT FUND-TRENTON, VILLAGE BANK OF NEW JERSEY-SOUTH ORANGE AND HUDSON SAVINGS BANK-PARAMUS); AND AUTHORIZING INVESTMENT OF IDLE MONIES EFFECTIVE UNTIL MAY 31, 1983.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.)

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH NEWARK INSTITUTE OF URBAN PROGRAMS, INC.; TOTAL ARREARAGE SUM DUE CITY OF NEWARK PLUS SUBSEQUENT YEARS TAXES IN AMOUNT OF \$6,800.79 BE PAID IN FULL ON DATE OF REDEMPTION; FURTHER, AUTHORIZING OFFICE OF REAL PROPERTY TO ENTER INTO AN INSTALLMENT AGREEMENT WITH NEWARK INSTITUTE OF URBAN PROGRAMS, INC. TO LIQUIDATE OUTSTANDING AMOUNT DUE FOR "USE AND OCCUPATION CHARGES" AS LISTED IN RESOLUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-ci.
(A.S.)

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$1,000,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (ALL JERSEY EXPRESS COMPANY - PURPOSE OF CONSTRUCTION OF A WAREHOUSE AND DISTRIBUTION FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)

(Copy of resolution and correspondence submitted to each Member of the Council)
Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant.

Councilman Payne said he has some problems with this resolution. They are talking about a chemical plant, they don't exactly know what this is. He understands there is a committee down there to talk about the innovation of toxic waste, it is probably fine but here is a million dollars for some chemical people from Pittsburg and they don't know what they are going to put down there. He would like to move to defer action on this resolution and someone should tell them what impact this is going to have on the citizens of Newark.

Councilmen Martinez removed his motion to adopt.

President Grant removed his second to the motion.

A motion to defer action on the resolution was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant said along with this, he knows they have talked recently with the Law Department and the stance they have now, is that the City cannot give "gifts". He asked then, can any government agency give gifts, they are talking about a gift of a million dollars in UDAG grants. A gift is a gift. This has to flow through the City. He would like Corporation Counsel to render an explanation on whether there is a difference in a gift to the UDAG grant and a gift in charging less for the Use and Occupancy.

Councilman Payne said that the UDAG Grants only go to the wealthy, those that don't need it.

Councilman Tucker said he knows Mr. Faiella comes in all the time indicating that it is an emergency. He has had the opportunity of reading some of the minutes that he submits in there. His only concern is that if he believes he is going to develop a UDAG, he doesn't put together in a day, and he really thinks what they ought to do is apprise him of the fact that if there is a pending UDAG application, he believes he should appear before the Council and bring that person in. He doesn't understand why they do not meet with these people who are getting these UDAG Grants. This does not happen in any other place but Newark. Other municipalities, if a person wants to get a UDAG Grant, he meets with the Council and then the Council in turn sends him to the agency.

President Grant requested the City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker, Corporation Counsel Teare and Executive Director and Secretary Faiella, Newark Economic Development Corporation; requesting Executive Director and Secretary Faiella to invite the sponsors to meet with the Council at their special conference, April 26, 1983 with respect to this resolution and Resolution 7-R-cj on this agenda.

President Grant also requested City Clerk D'Ascensio to send out special meeting notices to all interested parties with respect to Resolution 7-R-ci and Resolution 7-R-cj, for Tuesday, April 26, 1983.

7-R-cj.
(A.S.) RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$625,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (B & B ENCLOSED MALL - FOR DEVELOPMENT OF FOOD MARKET AND EATING FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ck.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING PROFESSOR ALBERT J. LEWIS, JR., COMMUNITY ACTIVIST AND FOUNDER OF GOSPEL MUSIC DAY IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cl.
(A.S.) RESOLUTION COMMENDING AND CONGRATULATING THE HONORABLE HAROLD WASHINGTON, ON THE OCCASION OF HIS RECENT VICTORIOUS ELECTION TO THE OFFICE OF THE MAYOR OF THE GREAT CITY OF CHICAGO, ILLINOIS.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CORPORATION COUNSEL TO PREPARE THE APPROPRIATE ORDINANCES AND RELATED DOCUMENTS FOR THE NEXT MUNICIPAL COUNCIL MEETING OF MAY 4, 1983 TO DIVIDE THE HOUSING AND REDEVELOPMENT FUNCTIONS WHICH ARE BOTH PRESENTLY CARRIED OUT BY THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY (NRHA) AND DESIGNATING THE NEWARK ECONOMIC DEVELOPMENT CORPORATION (NEDC) AS THE OFFICIAL REDEVELOPMENT AGENCY FOR THE CITY OF NEWARK AND DESIGNATING THE NEWARK HOUSING AUTHORITY (NOW THE NRHA) AS THE OFFICIAL HOUSING AGENCY FOR THE CITY OF NEWARK.

(For action on this Motion, see page 28 in the minutes of this meeting)

7-M-b. A MOTION COMPLIMENTING MR. CHARLES MANATT, CHAIRMAN OF THE DEMOCRATIC NATIONAL COMMITTEE, AND OTHER PROMINENT ELECTED AND APPOINTED DEMOCRATIC PARTY LEADERS ON THEIR OUTSTANDING COLLECTIVE PERFORMANCE AND ASSISTANCE IN A VERY DIFFICULT SITUATION IN THE RECENT CHICAGO MAYORAL ELECTION WHICH RESULTED IN A GREAT VICTORY FOR DEMOCRATIC CANDIDATE, THE HONORABLE HAROLD WASHINGTON, M.C., was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-M-c. A MOTION COMMENDING DR. EDWARD HOLLANDER, CHANCELLOR, and NEW JERSEY BOARD OF HIGHER EDUCATION FOR THEIR COMMITMENT TO AFFIRMATIVE EDUCATION AT ALL PUBLIC COLLEGES IN THE STATE, was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d. A MOTION DIRECTING THE CITY CLERK TO REQUEST DIRECTOR OF ENGINEERING ZACH AND DIRECTOR OF HEALTH AND WELFARE CHEROT TO EXPLORE ON AN EMERGENCY BASIS, ALL ABANDONED BUILDINGS AND VACANT LOTS IN THE VICINITY OF ARIZONA INN, BOUNDED BY BERGEN STREET, AND HUNTERDOON STREET BETWEEN WEST RUNYON STREET AND HAWTHORNE AVENUE, AND SUBMIT REPORT ON THE FINDINGS AND RECOMMENDATIONS TO IMPROVE THE CONDITIONS OF THE AREA, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e. A MOTION DIRECTING THE CITY CLERK TO FOLLOW-UP ON ITS LETTER OF MARCH 17, 1983, WHICH REQUESTED THE BUSINESS ADMINISTRATOR TO CONSULT THE ENGINEERING DIRECTOR AND SET A DATE FOR THE START OF CONSTRUCTION FOR PHASE II OF THE ST. PETER'S PARK IMPROVEMENTS. IN ADDITION, THE COUNCIL REQUESTED THE ADMINISTRATION TO MOVE SWIFTLY TO INSTITUTE THE DEVELOPMENT OF BRAGRAW AVENUE SCHOOL PLAYGROUND, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-f. A MOTION DIRECTING THE CITY CLERK'S OFFICE TO PREPARE RESOLUTION FOR THE NEXT MEETING OF THE MUNICIPAL COUNCIL, MAY 4, 1983, URGING ALL NEWARK CITIZENS TO PARTICIPATE IN THE MARCH ON WASHINGTON, D.C., ON AUGUST 27, 1983, THAT IS BEING SPONSORED BY THE MARTIN LUTHER KING, JR. CENTER FOR SOCIAL CHANGE, was made by Councilman Tucker, seconded by President Grant declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented PROPOSED "ORDINANCE TO SUPPLEMENT TITLE 2, CHAPTER 98, DEPARTMENT OF GENERAL SERVICES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH A VANDALISM PREVENTION FUND)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON MOTT STREET."

(Mott Street, East Side, beginning 160 feet north of the northerly curblin of Fleming Avenue and extending 24 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-c

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 11TH STREET."

(North 11th Street, West Side, beginning 170 feet south of the southerly curbline of 4th Avenue and extending 25 feet therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 14, CHAPTER 2, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMEND AND SUPPLEMENTED, TO ADD A PARAGRAPH (C) REQUIRING ANY ONE CONVICTED OF ENGAGING IN PROSTITUTION TO RECEIVE A HEALTH EXAMINATION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p, on pages 12 and 13, in the minutes of this meeting)

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED, (TO ADJUST THE SALARY RANGES FOR SUPERVISING OFFICE APPLIANCE OPERATOR AND SUPERVISOR, CENTRAL MAILROOM)."

(Under Ordinance 6-S & F-v, August 11, 1982, 5% increases were included in these titles - included in Civil Service Association, Essex Council #1 - Additional 4% now being given)

(Central Purchase

Supervising Office

Appliance Operator

(35 Hours)

6/1/83

1/1/84

\$14,515.56 - \$17,313.46

15,241.33 - 18,179.13

Supervisor, Central

6/1/83

14,515.56 - 17,313.46

Mailroom (35 Hours)

1/1/84

15,241.33 - 18,179.31

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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8-f.

the City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LICENSE SUPERVISOR AND TO DELETE THE TITLE AND SALARY RANGE FOR ASSISTANT CHIEF INSPECTOR)."

(Civil Service Reclassification - No salary change)

(Taxicab Division

License Supervisor 1/1/83 \$14,956.57 - \$18,178.48

(35 Hours) 1/1/84 15,704.39 - 19,087.40)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ALLOW THE OPTION OF FILLING THE POSITIONS WITH 1, 2, 3, 4 OR 5 PERSONS)."

(Change in Section 3 to increase the hours from 17 to 20 hours to conform to City policy)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q, on page 13, in the minutes of this meeting)

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES AND SPECIFIED RETIREES REPRESENTED BY THE NEWARK SUPERIOR OFFICERS' ASSOCIATION."

(Upgrades Health Benefits in accordance with Union agreement for Superior Officers)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Payne said he can't see how they can upgrade health benefits of the Superior Officers. It seems they have everything now and he feels if they are going to be fiscally responsible, they are going to have to look at what they are continually giving away. There is a trend in industry to stop giving away and start economizing. If they continue to keep giving away, they are going to have budgets that just escalate.

Councilman Martinez replied this was a negotiated settlement between the Union and Administration.

Councilman Payne said then they have to look at the Negotiators. You are as good as your Negotiators and if you are giving it away then you need new Negotiators. As he looks at the benefits, eye, ear, teeth, etc. The cost is escalating, it is going to be impossible to do in the future.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 11, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-y) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER NEGOTIATIONS, FOR EMPLOYEES REPRESENTED BY THE SUPERIOR OFFICERS' ASSOCIATION)."

(6% salary increase for 1983 and 6½% for 1984 in accordance with Union agreement for Superior Officers)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-j.
(A.S.)

The City Clerk presented PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR THE POSITION OF SUPERVISING CASHIER, CITY CLERK)."

(To adjust salary - 13% increase effective July 1, 1983

4.8% increase effective January 1, 1984)

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o, on pages 11 and 12, in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

PROPOSED "ORDINANCE AMENDING TITLE 2, CHAPTER 15, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY AMENDING R.O. 2:15-1, RULE THREE ENTITLED 'REGULAR MEETINGS; PLACE OF MEETING'".

(Making all Council Meetings at 8:00 P. M. instead of the first Wednesday at 1:00 P. M. and the third Wednesday at 8:00 P.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see pages 24 through 27, in the minutes of this meeting)

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED, "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR TAX CLERK, RENT CONTROL, IN THE OFFICE OF THE MAYOR)."

(Creating a new position - Not covered by Civil Service Association - Essex Council #1)

(Tax Clerk, Rent Control
(35 Hours)

\$11,036.97 - \$13,416.54)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject the ordinance was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

No: President Grant.

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9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, EN-CLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR LABORER, WATER LEAK DETECTOR)."

(5% increase for 1983 pending certification to Local 945, Teamsters - 1982 rates approved March 16, 1983, 6-Ph, S & F-j)

(Laborer, Water Leak Detector (40 Hours)	1/1/83	\$5.29	\$5.68	\$6.16
		1st year	2nd year	3rd year

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker.
Villani, President Grant.

9-d.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, EN-CLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)."

(Position formerly funded by HCDA - City adopted position with 1982 salary on February 16, 1983, 6-Ph, S & F-m; 5% increase for 1983 - Not covered by any bargaining unit)

(Personnel Division Supervising Claims Examiner (35 Hours)	1/1/83	\$14,956.57 - \$18,178.48)
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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 4, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Tucker, Villani, President Grant.
Not Voting: Councilmen Carrino, Rice.

9-e.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MARCH 28, 1983, EN-CLOSING PROPOSED, "AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 2, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE."

(Fleetwood Place, South Side, beginning 35 feet west of the westerly curbline of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

NEW BUSINESS ON THE CALENDAR.

None.

Councilman James requested the City Clerk to communicate with Director of General Services Toma, informing him the condition of the Council Chamber, pointing out that the Chamber and the rooms behind the rostrum had been left dirty and disorderly by workers involved in some redecoration and requested Director Toma to take action to assure that the Chamber is in proper condition for all of its public meetings.

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MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from March 28, 1983 to April 8, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parents and Guardians Guild of St. Vincent Academy	8704 (Amended)
Rosary Altar Society - Sacred Heart Church of Vailsburg	8743 (Amended)
St. Aloysius Roman Catholic Church	8864

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of Mt. Carmel Church	8873
Puerto Rican Educators Association	8874
North Ward Center Inc.	8875
Berean Baptist Church	8876
Ladies Auxiliary of Club Espana	8877
Branch Brook Home and School Association	8878
Essex County Columbus Day	8879

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.


ADJOURNMENT.

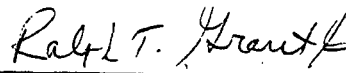
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 1:00 P. M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Ralph T. Grant, Jr.
 President

Newark, New Jersey, April 25, 1983

1366

A meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 11:40 A.M. for the purpose of introducing the amendments to the 1983 Budget of the City of Newark.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read notice dated April 21, 1983, from the Office of the City Clerk, per request of Council President Ralph T. Grant, Jr., calling a meeting of the Municipal Council for 11:00 A. M., Monday, April 25, 1983, or as soon thereafter as the Council can convene to introduce amendments to the 1983 Municipal Budget.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 21, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.

RESOLUTION FIXING AND DETERMINING THE SUM OF \$41,000,000. AS THE AMOUNT OF MONEY NECESSARY FOR USE OF PUBLIC SCHOOLS FOR 1983-1984 SCHOOL YEAR AND APPROPRIATING THE SUM OF \$20,500,000. FOR THE USE OF PUBLIC SCHOOLS FOR SCHOOL YEAR 1983-1984 AND \$21,500,000. FOR SCHOOL YEAR 1982-1983.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez.

Councilman Tucker requested Assistant Corporation Counsel Bressler to approach the podium to respond to some questions specifically dealing with the interpretation of State Statutes.

Councilman Tucker said he has in front of him a copy of resolution similar to what the City Clerk read setting the amount of appropriation by the City Council for \$41,000,000. Based on prior opinions that she had given them, she had indicated that if Council is amenable to in effect cut the Board of Education's Budget, they in turn have to identify where they are going to cut those funds from based on the adopted Budget of the Board, wherein they requested \$50 million. He knows that Corporation Counsel Teare signed this as to form and legality. He would like to know based on his personal review of the resolution, it does not indicate where those cuts are going to take place from.

Assistant Corporation Counsel Bressler replied the resolution does not indicate specific line item cuts. It is their understanding that a letter, dated April 21, 1983, copies of which were sent to the Members of the Council and the Analysts, that tomorrow, April 26, 1983, at 3:15 P. M., the Council will convene for the purpose of taking further action on the School Budget as required by the Statute, 18A:22-37. It is their understanding that there will be further action taken by the Council in terms of identifying line items.

Councilman Tucker said what they are doing today is dealing with a figure and then tomorrow indicating where the cuts will be made in the Board of Education's Budget. He questioned how can Corporation Counsel Teare sign this resolution. How can he sign a resolution that cuts the Board of Education's Budget and the Statute clearly indicates that you have to say where those cuts are coming from and how they are legal.

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Assistant Corporation Counsel Bressler said the resolution in itself is not illegal. The question is is further action required and they had advised Council President that further action was required. Based on that a meeting was scheduled for tomorrow at which time further action could be taken. One can't look at just one part of the total picture. One has to look at the whole picture.

Councilman Tucker said his concern is a simple one. He has no problem dealing with the realization that they have to identify the cuts, then how can Corporation Counsel Teare sign it. In effect it would mean that his signature is conditional. He has received nothing from the Corporation Counsel which in effect says that his signature is conditional upon the City Council identifying the cuts.

Assistant Corporation Counsel Bressler said that Council President Grant has been advised from the Corporation Counsel's Office that this is a further step that has to be taken. The step that is taken in this resolution is in itself not illegal. It is perfectly proper. The question is, does further action have to be taken and the answer is "yes" and the answer is that action has been scheduled to be taken tomorrow.

Councilman Branch said from his understanding, when Superintendent of Schools was here, if the Council did not pass the \$50 million requested, that it would certainly shortchange the plan they had projected in terms of having a total efficient education. On the other hand he said that they would have to come back, they would have to make a determination on what programs would have to be cut out in order to meet the demands of the \$42 million, based on the tax rate of \$11.58, he believes. He is saying that he is going to be short of a number of dollars to carry out those programs. He questioned do they have a right to determine what programs are going to be cut or does the Board of Education.

President Grant replied this Body is required by law and they were informed last week erroneously that they would only have to identify an amount and not the actual area. Since then the Law Department has informed them, in fact, this Council will have to actually identify the areas to be trimmed and that is going to be their duty and responsibility between now and tomorrow's meeting that has been called to deal with the finalization of it.

Councilman James said it is unfortunate that they talked about the school budget and they are not in a position to perhaps give the Board of Education all the moneys they are requesting and this is unfortunate due to a track record and mistrust. It has been believed that the dollars, increased dollars have not necessarily met increased academic growth among our school children. He thinks also an unfortunate track record of abuse of dollars would dictate some concerns and restraints in giving them all of the money they have requested. He thinks the worst one they have to consider is the concern for our property tax rate. By giving the Board of Education and funding them with a level they requested will have a negative impact on property taxes, that is the unfortunate one. If they are legitimately concerned about educating our children, he thinks the question of mistrust and the question of a poor track record, are perhaps some of their leading concerns. He hopes in the meeting that is forthcoming they do not get caught with the charge they have neglected their children, as he indicated in the meeting upstairs, taking the pencils, crayons and paper off the desk. He hoped that when they look at the cuts, they will be talking about administrative personnel in essential office, hoped they will be talking about non-essential programmatic cuts, hoped they will be talking about experimental programs which presently have not been given an opportunity to prove successful or their failure. He hoped they would be talking about perhaps the consolidation of various schools in reducing the school plan to reflect the fact that since 1970 when they had a school population of 80,000, it is now down to 57,000 and yet they have not had the significant reduction in school plans and other type consolidation. He will join with Council President Grant and the other Members of the Council, hoping they can identify these cuts in areas, where they will make sure that supplies and equipment and their school children will not become the incidental pawn in their action.

Councilman Martinez requested Mr. Faccone, of Samuel Klein and Company to approach the podium and requested Mr. Faccone to give him the indication of level of funding that was requested by the Mayor.

Mr. Faccone replied \$41 million for the school year 1983-1984.

Councilman Martinez asked whether he can give him the change in difference of percentage of the 1983-1984 school year versus 1981-1982 school year.

Mr. Faccone replied he thinks it was about 16%.

Councilman Martinez asked Mr. Faccone where the 53.40% increase comes from. Does it come from 1978 or 1980, versus 1983-1984.

Mr. Faccone replied that could be 1977, 1978 to 1983-1984.

Councilman Martinez said if the Council makes a determination to go along with \$42 million as this resolution states, does the Newark Board of Education have the right to appeal to the State Board of Education for increased funding.

Mr. Faccone replied in the affirmative. They have until May 13th to file for an appeal.

Councilman Tucker said he does not support the resolution in any way whatsoever. He thinks it would be better to say that Donald Tucker refuses to be a rubber stamp for the Mayor. They sat as a Council and said they were not supportive of the Mayor in dealing with the lay-off of firemen but what they are saying in this particular vote that they are supportive of the Mayor in regard to lay-offs of services to their school children. There is no way that they in some way can cut \$9 million from the educational budget without having negative impact on education within the City of Newark. He thinks he is going to stand up and be a person who would say that it will have major impact, it will specifically have impact on programs that they say are needed. It will have impact on services to the handicapped. He thinks the Superintendent indicated that to them. It will have impact on the services dealing with bilingual education and he thinks the Superintendent indicated that to them. It will have impact on school lunch programs and he thinks the Superintendent indicated that to them and it will have impact on staff at the Board of Education. His concern is and they should be clear on this matter is clearly the Board of Education has the right to appeal this action and subsequent to their appeal, if the Commissioner is amenable he can in effect come back and say they need to deal with additional money to the Board. The negative aspect of that is that it will not have impact on school year 1982-1983 but will have impact on school year 1983-1984 which means if the Council moves affirmatively to cut the budget, then any expenditures that currently have been incurred for school year 1982-1983 of June, because of the mix-up of their years, will basically be cut. There is no way of putting that money back. They are really talking about funds for next year. He is not going to support that and he does not support the Mayor's position in the past where he indicated that they are going to cut the budget but not cut services. \$9 million is not a cut within the budget. That is not going to cut educational services and he thinks they know that. He feels very strongly that the taxpayers of the City of Newark should receive a tax break but he does not believe he is going to support the position of having the cuts made directly on the backs of their children and then have everybody else, all those MPDO salaries currently transferred to the City Budget, all the other appropriations which are real and to a great degree needed and say they are not going to touch them, but take \$9 million out of the taxpayers tax rate and lay-off or cuts made on the children. They are talking right now about two issues. Whether the tax rate is going to be \$11.58 or the tax rate is going to be \$12.70 but the differential is that the \$1.19 is not coming from any other place except from the Board of Education. He respects his colleague's opinion but doesn't support it.

Councilman Branch said he is somewhat in support of what the school district needs. If the plans projected by the Superintendent of Schools, would accomplish all that he would like to have in terms of amount of money he needs to run the school system and part of the discussion has been recreation, bilingual education etc. He is saying that if they do not receive that amount of money, that those programs must go. Part of Councilman James' point was that they will probably get caught in the middle. Frankly, he doesn't think they are going to get caught in the middle because if they are going to take all the money that is necessary, which they don't have any longer, and they cut that amount of money, the kids are going to suffer and they all understand that. He doesn't have the total answer but does feel that a few more dollars can be added to the budget to help the school district, he is in support of that. To look at the budget itself, they are not responsible running the school district and they have to make a determination on the programs that have to be taken out based on the amount of dollars, knowing that the school

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district needs dollars for their plans and it seems to him that the kids are the ones that are going to suffer.

President Grant said he doesn't think they have made a determination yet to cut out any programs. He thinks as they said earlier, what they will have to do is determine what part of the budget, Board of Education budget has to be cut as required by State Statute. If they chose to cut from the personnel line, that is one thing, or salaries and wages, if they chose to cut from a different area that is another prerogative. He doesn't think at this point anyone has identified any area for public consumption that they are going to cut.

Councilman James said he would like to believe that their decision will not impact on the current school year, 1982-1983 portions of the budget have been approved. Their action today will reflect 1983-1984. He thinks what they are doing is healthy but he challenges anyone to say this Council is going to be in a position to evaluate whether this is a cost efficient budget, whether this is a fiscally sound budget and whether the figures are legitimate and all the programmatic requests because each year surplus and other things do not happen. Programs that are budgeted are not implemented and vice versa. Also, he thinks it is legitimate in a sense, although he does not share that, their ability to pay otherwise they would put 1,500 police officers back in uniform and our trash pullers as well. He thinks 3 governing factors are going to make them render decisions, will have to fall under trust, do they trust the personnel making the request, a track record because every year they have been here the budget goes up. They say they need more money and as he indicated to Dr. Salley, what restraints was he operating under because why not put an "Apple Computer" in every classroom. They have to deal with the track record of the Board of Education, a request every year for more money and then the most important consideration they need to evaluate is the academic achievement of children. Are they satisfied and he would be speaking from 1970, as they increased the budget every year, has there simultaneously been an increase in the academic growth on the average of our school children recognizing that some will succeed and some will fail. For them to actually say they are going to look at the budget and say with home economics, in this or that area, is it really physically sound, he doesn't know if they have time or the expertise to do that. He thinks they are going to have to go back on trust, track record and the academic achievement of our children and he is certainly willing to roll up his sleeves and share with the Members of the Council any direction they decide to go on but he would agree with Councilman Tucker, for them to arbitrarily just throw it up in the air and go down with a figure, that would be misleading to the public and somewhat irresponsible on their part.

Councilman Tucker said he thinks what they are really doing but this action is cutting the budget and by tomorrow's action find out where they can deal with the money. In other words, to him, the best way to proceed is to, if you feel you want to cut the budget, identify what you want to cut and then deal with the dollar amount. What this action does is cut and then try to find out where you are going to cut tomorrow. That is the issue he is concerned with.

The motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Villani, President Grant.
No: Councilmen James, Tucker.

7-R-b.

RESOLUTION AMENDING THE BUDGET FOR THE YEAR 1983 AS APPROVED MARCH 16, 1983.
(Copy submitted to each Member of the Council)

WHEREAS, the local municipal budget for the year 1983 was approved on the sixteenth day of March 1983; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex that the following amendments to the approved budget of 1983 be made:

April 25, 1983

<u>ANTICIPATED REVENUES:</u>	<u>FROM</u>	<u>TO</u>
3. Miscellaneous Revenues:		
State Revenue Sharing (N.J.S. 54A:10-1)	2,205,326.64	2,514,716.70
Payments In Lieu of Taxes On State Exempt Property (N.J.S. 54:4-2.2a, et. seq.)	3,470,577.77	3,540,404.88
State and Federal Revenues Off-Set with Appropriations:		
State Aid - Building Aid Allowance for School	7,825,000.00	8,228,824.03
Municipal Purpose Tax Assistance Act of 1980	4,665,455.86	4,676,308.52
Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services:		
State and Federal Revenues Off-Set with Appropriations:		
New Jersey Department of Community Affairs:		
Demonstration Neighborhood Preservation Program	- 0 -	25,000.00
Contract Demolition	- 0 -	500,000.00
Safe and Clean Neighborhoods Program - 1982	- 0 -	573,639.00
Safe and Clean Neighborhoods Program - 1983	- 0 -	1,744,130.00
Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services: (Continued)		
State and Federal Revenues Off-Set with Appropriations: (Continued)		
New Jersey Department of Health:		
Public Health Priority Funding	- 0 -	82,318.00
New Jersey Department of Education:		
Child Care Food Program	- 0 -	450,013.91
Child Care Food Program - Day Care Centers	- 0 -	4,804.91
United States Department of Labor:		
Comprehensive Employment and Training Program	- 0 -	571,730.00

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3. Miscellaneous Revenues: (Continued)	FROM	TO
Newark Apprenticeship Painting Program	- 0 -	182,000.00
Economic Development Generated Employment	- 0 -	21,292.00
New Jersey Department of Environmental Protection:		
Newark Recycling Program	- 0 -	26,000.00
United States Department of Commerce:		
Economic Planning Grant	- 0 -	9,255.00
Economic Planning Grant	- 0 -	18,510.00
State of New Jersey Department of Transportation:		
Pennsylvania Station Area Rehabilitation	- 0 -	1,000,000.00
N.J. Transit Broad Street Railroad Station Area Rehabilitation	- 0 -	1,400,000.00
County of Essex:		
Office on Aging -		
Nutrition Project for the Elderly	- 0 -	110,504.00
Hazardous Waste Facility Siting Act:		
Newark Contingency Response Plan	- 0 -	108,950.00
Other Special Items:		
Passaic Valley Sewer Commission		
South Side Interceptor Sewer - Lease Payments	- 0 -	850,000.00
Payments in Lieu of Taxes - 1982	- 0 -	329,456.33
Additional Payroll Tax	- 0 -	2,500,000.00
TOTAL MISCELLANEOUS REVENUES	<u>143,327,230.65</u>	<u>154,628,727.66</u>
5. Subtotal General Revenues (Items 1,2, 3 and 4)	<u>165,827,230.65</u>	<u>177,128,727.66</u>
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	57,273,792.64	48,799,571.78
(b) Addition to Local District School Tax	<u>2,072,863.75</u>	<u>1,169,039.72</u>
Total Amount to be Raised by Taxes for Support of Municipal Budget	<u>59,346,656.39</u>	<u>49,968,611.50</u>
7. TOTAL GENERAL REVENUES	<u>225,173,887.04</u>	<u>227,097,339.16</u>

	<u>FROM</u>	<u>TO</u>
8. <u>GENERAL APPROPRIATIONS</u>		
(A) Operations - Within 5% "CAPS"		
OFFICE OF THE MAYOR:		
Mayor's Office:		
Salaries and Wages:		
Other Salaries and Wages	502,931.00	497,669.00
Total - Salaries and Wages	654,269.00	649,007.00
Board of Adjustment:		
Salaries and Wages:		
Secretary, Board of Adjustment	24,362.00	6,664.00
Zoning Officer	- 0 -	22,778.00
Total - Salaries and Wages	122,382.00	127,462.00
Board of Alcoholic Beverage Control:		
Salaries and Wages:		
Overtime	4,825.00	1,200.00
Seasonal Help	- 0 -	3,625.00
Total - Salaries and Wages	115,873.00	115,873.00
Newark Human Rights Commission:		
Salaries and Wages:		
Other Salaries and Wages	272,259.00	262,259.00
Total - Salaries and Wages	330,081.00	320,081.00
Municipal Courts:		
Salaries and Wages:		
Other Salaries and Wages	1,587,943.00	1,589,048.00
Court Administrator	29,322.00	30,719.00
Total - Salaries and Wages	1,907,416.00	1,909,918.00
TOTAL - OFFICE OF THE MAYOR AND AGENCIES	<u>10,532,302.00</u>	<u>10,524,622.00</u>
CITY CLERK AND MUNICIPAL COUNCIL:		
Office of the City Clerk:		
Salaries and Wages:		
Other Salaries and Wages	555,652.00	544,257.00
Total - Salaries and Wages	846,241.00	834,846.00
Other Expenses:		
Services by Contract or Agreement	112,500.00	135,800.00
Materials and Supplies	39,800.00	45,000.00
Equipment	7,500.00	6,500.00
Total - Other Expenses	159,800.00	187,300.00
Municipal Council:		
Salaries and Wages:		
Other Employees	868,792.00	888,721.00
Total - Salaries and Wages	1,180,841.00	1,200,770.00
Other Expenses:		
Service by Contract or Agreement	242,788.00	421,638.00
Materials and Supplies	51,900.00	57,900.00
Equipment	6,000.00	12,000.00
Miscellaneous	56,250.00	60,250.00
Total - Other Expenses	356,938.00	551,788.00
TOTAL - CITY CLERK AND MUNICIPAL COUNCIL	<u>2,785,570.00</u>	<u>3,016,454.00</u>

April 25, 1983

8. GENERAL APPROPRIATIONS:FROMTO

(A) Operations within 5% "CAPS" (Continued)

DEPARTMENT OF ADMINISTRATION:

Division of Budget:

Salaries and Wages:

Senior Budget Examiner

143,753.00

124,753.00

Overtime

13,000.00

8,000.00

Total - Salaries and Wages

414,110.00

390,110.00

Other Expenses:

Service by Contract or Agreement

23,050.00

29,050.00

Total - Other Expenses

36,800.00

42,800.00

Division of Central Purchase:

Salaries and Wages:

Other Salaries and Wages

223,068.00

225,276.00

Total - Salaries and Wages

257,405.00

259,613.00

Division of Personnel:

Salaries and Wages:

Principal Personnel Technician

80,015.00

105,197.00

Supervising Principal Personnel Technician

63,197.00

34,108.00

Total - Salaries and Wages

507,835.00

503,928.00

Other Expenses:

Service by Contract or Agreement

15,570.00

30,570.00

Miscellaneous - Employees Fringe

9,360,000.00

8,900,000.00

Benefits - Insurance

9,385,020.00

8,940,020.00

Total - Other Expenses

9,385,020.00

8,940,020.00

Office of Real Property:

Salaries and Wages:

Other Salaries and Wages

734,466.00

554,175.00

Total - Salaries and Wages

808,954.00

628,663.00

Other Expenses:

Service by Contract or Agreement

811,690.00

650,000.00

Materials and Supplies

730,000.00

700,000.00

Total - Other Expenses

1,624,190.00

1,432,500.00

TOTAL - DEPARTMENT OF ADMINISTRATION

13,974,892.0013,138,212.00

DEPARTMENT OF LAW:

Corporation Counsel's Office:

Salaries and Wages:

Legal Assistants

583,915.00

563,915.00

Other Salaries and Wages

412,635.00

402,635.00

Total - Salaries and Wages

1,111,865.00

1,081,865.00

TOTAL - DEPARTMENT OF LAW

1,273,490.001,243,490.00

DEPARTMENT OF FINANCE:

Director's Office:

Salaries and Wages:

Overtime

3,000.00

1,500.00

Total - Salaries and Wages

202,336.00

200,836.00

April 25, 1983

8. <u>GENERAL APPROPRIATIONS:</u>	<u>FROM</u>	<u>TO</u>
(A) Operations within 5% "CAPS" (Continued)		
DEPARTMENT OF FINANCE: (Continued)		
Division of Accounts and Control:		
Salaries and Wages:		
Chief Accountant - 37½ hrs.	53,786.00	27,136.00
Other Salaries and Wages	927,711.00	931,668.00
Overtime	10,000.00	5,000.00
Total - Salaries and Wages	1,083,885.00	1,056,192.00
Division of Data Processing:		
Salaries and Wages:		
Other Salaries and Wages	78,223.00	63,223.00
Total - Salaries and Wages	104,547.00	89,547.00
Division of Revenue Collections:		
Salaries and Wages:		
Other Salaries and Wages	686,025.00	656,025.00
Total - Salaries and Wages	772,756.00	742,756.00
Division of Licenses:		
Salaries and Wages:		
Director Licenses	29,757.00	29,837.00
Total - Salaries and Wages	210,814.00	210,894.00
TOTAL - DEPARTMENT OF FINANCE	<u>5,632,043.00</u>	<u>5,557,930.00</u>
DEPARTMENT OF RECREATION AND PARKS:		
Director's Office:		
Salaries and Wages:		
Superintendent of Recreation	21,926.00	23,022.00
Other Salaries and Wages	367,301.00	365,765.00
Seasonal Help	190,086.00	191,622.00
Total - Salaries and Wages	631,273.00	632,369.00
TOTAL - DEPARTMENT OF RECREATION AND PARKS	<u>800,773.00</u>	<u>801,359.00</u>
DEPARTMENT OF GENERAL SERVICES:		
Division of Public Buildings:		
Salaries and Wages:		
Overtime	65,000.00	55,000.00
Seasonal Help	25,000.00	20,000.00
Total - Salaries and Wages	2,093,313.00	2,078,313.00
Other Expenses:		
Service by Contract or Agreement	3,588,395.00	3,609,595.00
Materials and Supplies	1,463,500.00	1,413,500.00
Total - Other Expenses	5,053,395.00	5,024,595.00
Division of Motors:		
Other Expenses:		
Service by Contract or Agreement	683,675.00	608,675.00
Materials and Supplies	2,196,215.00	2,171,215.00
Total - Other Expenses	2,900,640.00	2,800,640.00
TOTAL - DEPARTMENT OF GENERAL SERVICES	<u>12,369,165.00</u>	<u>12,225,365.00</u>

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April 25, 1983

8. GENERAL APPROPRIATIONS	FROM	TO
(A) Operations within 5% "CAPS" (Continued)		
DEPARTMENT OF POLICE:		
Salaries and Wages:		
Other Salaries and Wages	15,043,127.55	16,177,589.96
Total - Salaries and Wages	22,504,599.55	23,639,061.96
Other Expenses:		
Equipment	485,900.00	385,900.00
Total - Other Expenses	1,648,500.00	1,548,500.00
TOTAL - DEPARTMENT OF POLICE	<u>24,153,099.55</u>	<u>25,187,561.96</u>
DEPARTMENT OF FIRE:		
Salaries and Wages:		
Deputy Chief	666,085.00	693,829.00
Battalion Chief	741,961.00	686,927.00
Captain	3,794,853.00	4,173,552.00
Other Salaries and Wages	10,881,561.00	11,496,506.93
Paid Holidays	1,277,302.00	1,370,590.00
Clothing Allowance	408,500.00	435,038.00
Overtime	288,750.00	301,750.00
Change of Rate	82,688.00	155,178.00
Hazardous Duty Pay	80,595.00	14,925.00
Total - Salaries and Wages	18,659,030.00	19,765,030.93
Other Expenses:		
Service by Contract or Agreement	107,850.00	121,923.00
Equipment	103,381.00	100,381.00
Total - Other Expenses	377,361.00	388,434.00
TOTAL - DEPARTMENT OF FIRE	<u>19,036,391.00</u>	<u>20,153,464.93</u>
DEPARTMENT OF HEALTH AND WELFARE:		
Division of Health:		
(Board of Health - Local Health Agency)		
Salaries and Wages:		
Other Salaries and Wages	2,066,488.00	2,036,488.00
Total - Salaries and Wages	2,478,728.00	2,448,728.00
Other Expenses:		
Miscellaneous	621,000.00	333,000.00
Total - Other Expenses	1,012,540.00	724,540.00
Division of Welfare:		
Salaries and Wages:		
Other Salaries and Wages	1,343,104.00	1,344,189.00
Total - Salaries and Wages	1,401,920.00	1,403,005.00
Other Expenses:		
Service by Contract or Agreement	114,250.00	103,050.00
Total - Other Expenses	155,700.00	144,500.00
TOTAL - DEPARTMENT OF HEALTH AND WELFARE	<u>6,833,827.00</u>	<u>6,505,712.00</u>

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8. GENERAL APPROPRIATIONS	FROM	TO
(A) Operations within 5% "CAPS" (Continued)		
DEPARTMENT OF ENGINEERING:		
Director's Office:		
Salaries and Wages:		
Other Salaries and Wages	898,412.00	851,378.00
Total - Salaries and Wages	1,037,418.00	990,384.00
Other Expenses:		
Service by Contract or Agreement	2,661,402.00	2,511,402.00
Total - Other Expenses	2,890,652.00	2,740,652.00
Division of Sewers:		
Salaries and Wages:		
Other Salaries and Wages	417,998.00	554,664.00
Total - Salaries and Wages	469,238.00	605,904.00
Division of Sanitation:		
Salaries and Wages:		
Other Salaries and Wages	4,081,421.00	4,226,733.00
Overtime	325,000.00	400,000.00
Total - Salaries and Wages	4,636,731.00	4,857,043.00
Other Expenses:		
Service by Contract or Agreement	842,596.00	1,102,596.00
Refuse Collection - Contract	1,950,000.00	2,000,000.00
Total - Other Expenses	3,211,496.00	3,521,496.00
TOTAL - DEPARTMENT OF ENGINEERING	<u>13,674,263.00</u>	<u>14,144,207.00</u>
UNCLASSIFIED PURPOSES:		
Salaries and Wages:		
Municipal Salary Increases	1,638,413.00	2,045,000.00
Total - Salaries and Wages	1,638,413.00	2,045,000.00
Other Expenses:		
Compensation Awards	950,000.00	850,000.00
Day Care Center Contribution	350,000.00	- 0 -
Vehicle Liability Insurance Fund	450,000.00	325,000.00
Property Damage Insurance Fund	275,000.00	225,000.00
General Liability Insurance Fund	150,000.00	50,000.00
Lease Payments - 707 Broad Street	200,000.00	100,000.00
Medical Pay Back	150,000.00	50,000.00
Grant Program - Disallowed Costs	400,000.00	350,000.00
Energy Audit - Match	- 0 -	11,378.00
Total - Other Expenses	3,172,200.00	2,208,578.00
TOTAL - UNCLASSIFIED	<u>4,810,613.00</u>	<u>4,253,578.00</u>
Total Operations (Item 8(A)) within 5% "CAPS"	<u>115,876,428.55</u>	<u>116,752,465.89</u>
Total Operations Including Contingent - within 5% "CAPS"	<u>115,876,428.55</u>	<u>116,752,465.89</u>
Detail:		
Salaries and Wages	72,491,526.55	75,096,452.89
Other Expenses (Including Contingent)	<u>43,384,902.00</u>	<u>41,656,013.00</u>
(E) Deferred Charges and Statutory Expenditures - Municipal within 5% "CAPS"		

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April 25, 1983

8. GENERAL APPROPRIATIONS

(A) Operations - Excluded from 5% "CAPS"	FROM	TO
(1) DEFERRED CHARGES:		
Prior Years' Bills	77,991.32	102,203.62
(2) STATUTORY EXPENDITURES:		
Contribution to:		
Consolidated Police and Fire-		
men's Pension Fund	6,868,913.00	6,368,913.00
TOTAL DEFERRED CHARGES AND STATUTORY		
EXPENDITURES - MUNICIPAL WITHIN 5%		
"CAPS"	<u>23,993,613.04</u>	<u>23,517,825.34</u>
(F) JUDGEMENTS	<u>750,000.00</u>	<u>350,000.00</u>
(H-1) Total General Appropriations for		
Municipal Purposes within 5%		
"CAPS"	<u>140,620,041.59</u>	<u>140,620,291.23</u>

STATEMENT OF PRIOR YEARS' BILLS

<u>OFFICE OF THE MAYOR AND AGENCIES</u>				
<u>CENTRAL PLANNING BOARD</u>				
1.	The Star Ledger	1979	\$ 91.30	
2.	The Star Ledger	1981	117.86	
3.	Rosenberg and Associates	1981	746.50	
4.	G.W. Carpenter, IBM Corp.	1981	<u>884.53</u>	\$ 1,840.19
<u>BOARD OF ALCOHOLIC BEVERAGE CONTROL</u>				
5.	Saxon Business Products	1979	104.26	
6.	Saxon Business Products	1980	690.20	
7.	Saxon Business Products	1981	161.86	
8.	Rosenberg and Associates	1981	<u>81.00</u>	1,037.32
<u>BOARD OF ADJUSTMENT</u>				
9.	ADSCO, Inc.	1981	41.21	41.21
<u>MUNICIPAL COURTS</u>				
10.	Burrough Corporation	1980	3,368.15	
11.	Robert Henderson	1981	250.78	
12.	University of Maryland	1981	<u>46.93</u>	3,665.86
<u>RENT CONTROL</u>				
13.	Lanier Business Products	1981	<u>582.20</u>	582.20
<u>DEPARTMENT OF ADMINISTRATION</u>				
<u>DIVISION OF BUDGET</u>				
14.	Visual Graphics	1978	807.75	
15.	Tribune Publishing Company	1978	412.00	
16.	Visual Graphics	1979	908.24	
17.	Tribune Publishing Company	1980	556.00	
18.	Brenner Desk	1980	976.00	
19.	Universal Stamp and Stationary	1981	113.18	
20.	ADSCO, Inc.	1981	24.60	
21.	Velo-Bind, Inc.	1981	<u>182.46</u>	4,070.23

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STATEMENT OF PRIOR YEARS' BILLS

DEPARTMENT OF ADMINISTRATION

DIVISION OF PERSONNEL (CONT'D)

22.	Kenneth Lacey	1977	28.10	
23.	Kenneth Lacey	1978	95.60	
24.	Martha Lacey	1978	49.20	
25.	Kenneth Lacey	1979	101.40	
26.	Martha Lacey	1979	101.40	
27.	Kenneth Lacey	1980	109.80	
28.	Martha Lacey	1980	<u>109.80</u>	595.30

LAW DEPARTMENT

29.	Paul G. Keil, Arbitrator	1977	125.00	
30.	Paul G. Keil, Arbitrator	1978	125.00	
31.	Shepard's/McGraw-Hill	1980	173.25	
32.	Shepard's/McGraw-Hill	1981	250.25	
33.	Lawrence A. Whipple, Jr., Esq.	1981	<u>150.00</u>	823.50

DEPARTMENT OF FINANCE

ACCOUNTS AND CONTROL

34.	Suburban Business Machines	1981	44.00	44.00
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DIVISION OF LICENSES

35.	Mar-Kal Products Corp.	1981	224.34	224.34
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EMPLOYEE RETIREMENT SYSTEM

36.	Remington Rand, Suburban Business Machines	1981	68.42	68.42
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DEPARTMENT OF RECREATION AND PARKS

DIRECTOR'S OFFICE

37.	Garden State Business Machines, Inc.	1980	283.89	
38.	Garden State Business Machines, Inc.	1981	330.59	
39.	Brunner, Desk and Design, Inc.	1981	228.00	
40.	Mall Camera	1981	<u>44.84</u>	867.32

DEPARTMENT OF GENERAL SERVICES

DIVISION OF MOTORS

41.	Waterous Company	1981	3,114.03	
42.	Pancoast Pump and Tank, Inc.	1981	234.00	
43.	Malter Northeast	1981	321.40	
44.	Peter Paul Auto and Truck Parts	1981	32,240.44	
45.	Combine Automotive, Inc.	1981	3,484.52	
46.	W.E. Timmerman Co., Inc.	1981	4,089.42	
47.	North Jersey Auto Truck Seat Co.	1981	15.00	
48.	Hartley Supply	1981	133.28	
49.	Clinton Square Auto Parts Corp.	1981	93.33	
50.	Penske Power	1981	22.82	
51.	Base Auto Supply	1981	120.00	
52.	Universal Fire Equipment Corp.	1981	135.00	

1979

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STATEMENT OF PRIOR YEARS' BILLSDEPARTMENT OF GENERAL SERVICESDIVISION OF MOTORS (CONT'D)

53.	Burdett Gas Products	1981	329.50	
54.	Campbell Supply Company	1981	358.70	
55.	Northeast Chemical Supply, Co. Inc.	1981	128.00	
56.	Federal Truck Co. of New Jersey	1981	894.40	
57.	The Cumming Co., Inc.	1981	2,187.35	
58.	Foster and Company, Inc.	1981	2,367.77	
59.	Orew Chevrolet, Co. Inc.	1981	320.17	
60.	Case Power Equipment	1981	6,896.85	
61.	C.S. Young Company	1981	1,050.05	
62.	Blasfer Motors	1981	1,197.83	
63.	Hall and Fuh, Inc.	1981	2,754.42	
64.	J & S Hydraulics, Inc.	1981	69.60	
65.	Josloff Industries, Inc.	1981	632.23	
66.	Mathe Machinery Co., Inc.	1981	<u>811.45</u>	61,801.56

DEPARTMENT OF POLICEDIVISION OF POLICE

67.	Suburban Generator	1981	634.00	634.00
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DEPARTMENT OF HEALTH AND WELFAREDIVISION OF HEALTH

68.	Saxon Business Products, Inc.	1978	190.65	
69.	Saxon Business Products, Inc.	1979	289.83	
70.	Saxon Business Products, Inc.	1980	35.00	
71.	Ciba Pharmaceutical Co.	1980	517.58	
72.	American Pharmaceutical Co.	1980	26.50	
73.	Boehringer Ingelheim, Ltd.	1980	191.88	
74.	Simplex Time Recorder, Co.	1980	68.58	
75.	Block Drug Corporation	1980	19.00	
76.	Walt Disney Educational Media Co.	1980	<u>280.00</u>	1,559.02

DIVISION OF WELFARE

77.	Angelo's	1981	60.00	
78.	Shirley Green	1981	35.00	
79.	Gestacher Corporation	1981	62.48	
80.	Saxon Business Products, Inc.	1981	<u>236.66</u>	294.11
81.	N.J. Department of Community Affairs	1979	100.00	
82.	E.N. Places, Inc.	1980	<u>30.00</u>	130.00

MAYOR'S POLICY AND DEVELOPMENT OFFICEPLANNING AND GRANTSMANSHIP

83.	Max Blau and Sons	1980	1,160.00	1,160.00
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SAFE AND CLEAN NEIGHBORHOODS

84.	Salvatore Juliano	1979	1,211.04	
85.	Charles Spruill	1979	647.28	
86.	Carmen Ventola	1979	925.20	
87.	Albert Ruzzano	1979	533.52	
88.	Leon Johnson	1979	528.32	
89.	Grover Johnson	1979	540.80	
90.	Nicholas Faircloth	1979	532.48	
91.	Willie Baker			

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STATEMENT OF PRIOR YEARS' BILLSSAFE AND CLEAN NEIGHBORHOODS (CONT'D)

	1979	499.20	
92. George Thomas	1979	540.80	
93. Charles Cornick	1979	800.80	
94. Don Harris	1979	540.80	
95. Fred Montgomery	1979	884.00	
96. Willie Monroe	1979	540.80	
97. Richard Lopez	1979	441.60	
98. Samuel Gibson	1979	540.80	
99. Angus Dupree	1979	499.20	
100. Patricia Cureton	1979	418.60	
101. Emanuel Barnhill	1979	380.64	
102. David Gordon	1979	470.08	
103. Charles Love	1979	387.00	
104. Rudolph Spivey	1979	936.00	
105. Benito Tubens	1979	499.20	
106. Eugene Murphy	1979	528.32	
107. Willy Smith	1979	540.80	
108. Nerida Perez	1979	913.50	
109. Michael Beatty	1979	536.64	
110. Oliver Hayman	1979	499.20	
111. Marie Mendez-Rivera	1979	487.60	
112. Alfred Martin	1979	540.80	
113. Salvatore Juliano	1980	1,237.60	
114. Joseph Collins	1980	10.40	
115. Robert Perez	1980	143.36	
116. William Levine	1980	509.60	
117. Charles Spruill	1980	717.60	
118. Jerry Lucante	1980	117.76	
119. Wilbur Collins	1980	509.60	
120. Nerida Perez	1980	464.10	\$ 20,625.04

TOTAL PRIOR YEARS' BILLS

\$ 102,203.628. GENERAL APPROPRIATIONSFROMTO

(A) Operations - Excluded from 5% "CAPS"

Mandated Expenditures per N.J.S. 40A:4-45.3g-
Excluded from 5% "CAPS"

Chapter 278 P. L. 1981

Recycling Act

341,900.00

301,900.00

Chapter 306 P.L. 1981

Sanitary Landfill Facility Closure
and Contingency Fund Act

504,634.00

444,634.00

TOTAL-MANDATED EXPENDITURES PER
N.J.S. 40A:4-45.3g-EXCLUDED FROM
5% "CAPS"2,261,868.002,161,868.00Other Operations - Excluded from
5% "CAPS"

April 25, 1983

8. <u>GENERAL APPROPRIATIONS</u>	<u>FROM</u>	<u>TO</u>
(A) Operations - Excluded from 5% "CAPS"		
Service Contracts:		
Chapter 10, P.L. 1977		
Passaic Valley Sewer Maintenance	16,900,000.00	16,700,000.00
Public Assistance		
(State Aid Agreements)	6,459,000.00	5,500,000.00
Decrease in Federal Revenue Sharing Funds -		
P.L. 1983 - Chapter 49		
Department of Police:		
Salaries and Wages:		
Other Salaries and Wages	2,082,217.00	974,350.00
TOTAL OTHER OPERATIONS - EXCLUDED FROM		
5% "CAPS"	<u>26,098,693.45</u>	<u>23,831,826.45</u>
STATE AND FEDERAL PROGRAMS OFF-SET BY		
REVENUES		
Municipal Purpose		
Tax Assistance Act		
Police Department:		
Salaries and Wages:		
Other Salaries and Wages	2,799,273.52	2,805,785.11
Fire Department:		
Salaries and Wages:		
Other Salaries and Wages	<u>1,866,182.34</u>	<u>1,870,523.41</u>
	<u>4,665,455.86</u>	<u>4,676,308.52</u>
STATE OF NEW JERSEY:		
Division of Youth and Family Services:		
Day Care Center - Match	- 0 -	350,000.00
New Jersey Department of Community		
Affairs:		
Demonstration Neighborhood		
Preservation Program	- 0 -	25,000.00
Safe and Clean Neighborhood		
Program 1982	573,639.00	1,147,278.00
Contract Demolition	- 0 -	500,000.00
Safe and Clean Neighborhood		
Program 1983	1,744,730.00	3,488,260.00
Hazardous Waste Facility Siting Act:		
Newark Contingency Response Plan	- 0 -	108,950.00
New Jersey State Department of Health:		
Public Health Priority Funding	- 0 -	82,318.00
United States Department of Commerce:		
Economic Planning Grant	- 0 -	18,510.00
Economic Planning Grant	- 0 -	9,255.00
New Jersey Department of Education:		
Child Care Food Program	- 0 -	450,013.91
Child Care Food Program-Day Care		
Centers	- 0 -	4,804.91

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8. GENERAL APPROPRIATIONS

(A) Operations - Excluded from 5% "CAPS"	<u>FROM</u>	<u>TO</u>
STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES		
United States Department of Labor:		
Comprehensive Employment and Training Program	- 0 -	571,730.00
Newark Apprenticeship Training Program	- 0 -	182,000.00
Economic Development Generated Employment	- 0 -	21,292.00
New Jersey Department of Environmental Protection:		
Newark Recycling Program	- 0 -	26,000.00
New Jersey Department of Institutions and Agencies:		
Newark Free Bus Fare Zone Study - Match	- 0 -	14,000.00
State of N.J. Department of Transportation:		
Pennsylvania Station Area Rehabilitation	- 0 -	1,000,000.00
N.J. Transit Broad Street Railroad Station Area Rehabilitation	- 0 -	1,400,000.00
State Aid - Street Lighting:		
Department of Engineering:		
Other Expenses	33,120.00	35,790.00
County of Essex - Division on Aging:		
Nutrition Project for Elderly	- 0 -	110,504.00
TOTAL STATE AND FEDERAL PROGRAMS OFF-SET BY REVENUES - EXCLUDED FROM 5% "CAPS"	<u>12,380,965.00</u>	<u>19,586,034.48</u>
Total Operations - Excluded from 5% "CAPS"	<u>40,741,526.45</u>	<u>45,579,728.93</u>
Detail:		
Salaries and Wages	12,180,399.45	11,083,385.11
Other Expenses	28,561,127.00	34,496,343.82
(H-2) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES EXCLUDED FROM 5% "CAPS"	<u>50,009,845.45</u>	<u>54,848,047.93</u>
For Local District School Purposes - Excluded from 5% "CAPS"		
(I) Type I District School Debt Service		
Interest on Notes	500,000.00	- 0 -
Total of Type I District School Debt Service - Excluded from 5% "CAPS"	<u>13,254,000.00</u>	<u>12,754,000.00</u>
(K) Total Municipal Appropriations for Local District School Purposes (Items (I) and (J)) - Excluded from 5% "CAPS"	<u>13,254,000.00</u>	<u>12,754,000.00</u>

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8. GENERAL APPROPRIATIONS	FROM	TO
(O) Total General Appropriations - Excluded from 5% "CAPS"	63,263,845.45	67,602,047.93
(L) Subtotal General Appropriations (Items (H1) and (O))	203,883,887.04	208,222,339.16
(M) Reserve for Uncollected Taxes	21,290,000.00	18,875,000.00
9. TOTAL GENERAL APPROPRIATIONS	225,173,887.04	227,097,339.16
10. DEDICATED REVENUES FROM WATER UTILITY		
Operating Surplus Anticipated	1,843,000.00	2,282,937.00
Total Operating Surplus Anticipated	1,843,000.00	2,282,937.00
TOTAL WATER UTILITY REVENUES	17,827,229.00	18,267,166.00
11. APPROPRIATIONS FOR WATER UTILITY		
Division of Water Supply		
Salaries and Wages:		
Other Salaries and Wages	2,931,984.00	3,371,921.00
Total - Salaries and Wages	3,188,478.00	3,628,415.00
TOTAL WATER UTILITY APPROPRIATIONS	17,827,229.00	18,267,166.00

BE IT FURTHER RESOLVED, that two copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1983 Local Municipal Budget as so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, April 26, 1983 and that said publication contain notice of public hearing on said amendments to be held in the Newark City Hall, April 29, 1983, at 11:00 A.M.

It is hereby Certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 25th of April, 1983.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch.

President Grant stated with the adoption of the amendments and with the tax rate that has been struck this time, it represents the concerted efforts by the Members of this Council, their Auditing Staff and some persons from Administration. They have been able to accomplish this without an increase in the water rates, without an increase in the sewer service charge and also without an increase in certain sanitation pick-up. He further suggested that if they had dealt with the original amount as presented by Administration, the amount of the tax rate would have been close to \$13.50. He is happy to report that as of today and even though it is not the happiest thing, but he certainly feels confident that they have been able to reduce the rate by several points and they are now talking about an \$11.58 tax rate as opposed to \$13.50 or \$13.06 or \$12.99. Again he would like to say it is because of combined efforts of all persons he mentioned why they have been able to do this. This to him, while they have not been able to strike a rate even lower, he thinks all of them recognize that everything is on the increase. When a City is bombarded with contractual arrangements by arbitrators where the decision is final and there is nothing they can do in those particular areas

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uniformed services, police and fire and others, that they are sort of stuck with those increases. In spite of that he thinks they have done a yeoman's task and extended congratulations to all of his colleagues and persons connected with this.

Councilman Martinez wanted noted that the vote is a reflection today on the amendments that have been projected and has nothing to do with the final budget.

The motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Villani, President Grant.

No: Councilmen James, Tucker.

The City Clerk: The amendments to the 1983 Local Municipal Budget of the City of Newark will be published in The Star Ledger issue April 26, 1983. Two copies of the amending resolution in proper form, certified by me as having been adopted by the Governing Body, will be submitted to the Director of Local Government Services for examination and certification. The Municipal Budget will not be finally adopted until the certificate of the Director of Local Government Services has been received approving such amending resolution. (N.J.S. 40A:4-10)

ADJOURNMENT.

12-a.

A motion to recess this meeting to 11:00 A. M., Friday, April 29, 1983, for the purpose of holding a public hearing on the amendments to the Local Municipal Budget for the Year 1983 Local Municipal Budget of the City of Newark, as amended, was made by President Grant, seconded by Councilman Branch.

Councilman Tucker said in order to provide the citizens an opportunity to participate in this, he would request that the meeting be held at 6:00 P.M. so that the public who has to work will have an opportunity to provide input on the final adoption of this budget.

City Clerk D'Ascensio said that if Councilman Tucker is successful in that, the resolution has to be amended to change the hour of the hearing because the resolution was just adopted establishing 11:00 A.M.

President Grant said right now they are voting to recess this meeting. Just prior to recessing, Councilman Tucker wants to put forth such a motion. It has already been advertised for 11:00 A.M., although there is time now to change it.

Councilman Tucker said his motion is just to amend the recess motion. Instead of having the final adoption held on Friday, at 11:00 A.M., it is to hold it at 6:00 P.M.

President Grant said it is a motion that he put forth and rather than moving it in that fashion, there may be persons who have other commitments for Friday at 6:00 P.M., including himself, representing the City in Chicago, Illinois for the swearing in of the new Mayor.

The motion to recess this meeting to 11:00 A.M., Friday, April 29, 1983 for the purpose of holding a public hearing on the amendments to the Local Municipal Budget, as amended, was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez, Villani, President Grant.

No: Councilmen James, Tucker.

Not Voting: Councilman Branch.

A motion to recess this meeting to 6:00 P.M., Friday, April 29, 1983 for the purpose of holding a public hearing on the amendments to the Local Municipal Budget, as amended, was made by Councilman Tucker, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen James, Tucker.

No: Councilmen Carrino, Martinez, Villani, President Grant.

Not Voting: Councilman Branch.

1135

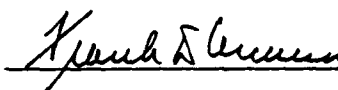
April 25, 1983

A motion to recess this meeting to 11:00 A.M., Friday, April 29, 1983 for the purpose of holding a public hearing on the amendments to the Local Municipal Budget, as amended, was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

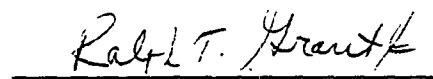
Yes: Councilmen Branch, Carrino, James, Martinez, Villani, President Grant.
No: Councilman Tucker.

This meeting was recessed at 12:20 P. M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 5:00 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Mrs. Rosalind Bressler, Assistant Corporation Counsel.

City Clerk D'Ascensio read letter dated April 21, 1983, from Honorable Ralph T. Grant, Jr., President of the Newark Municipal Council, calling a special meeting of the Newark Municipal Council for Tuesday, April 26, 1983, at 3:00 P.M., or as soon thereafter as Council can convene to consider the following legislation:

RESOLUTION AMENDING RESOLUTION 7-R-s, SEPTEMBER 19, 1962, AGREEMENT WITH PASSAIC VALLEY SEWERAGE COMMISSIONERS, BY TERMINATING CONSTRUCTION AND DISPOSAL OF SEWERAGE FROM THE MUNICIPAL SOUTH SIDE INTERCEPTOR SEWER INTO THE PASSAIC VALLEY SEWER AT ITS PUMPING STATION. (AS RESULT OF CHANGES IN FEDERAL REGULATIONS PERTAINING TO TREATMENT FACILITIES, THIS CONTRACT HAS BEEN RENDERED INVALID)
(Resolution 7-R-cf deferred April 20, 1983)

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$1,000,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (ALL JERSEY EXPRESS COMPANY - PURPOSE OF CONSTRUCTION OF A WAREHOUSE AND DISTRIBUTION FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)
(Resolution 7-R-ci deferred April 20, 1983)

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$625,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (B & B ENCLOSED MALL FOR DEVELOPMENT OF FOOD MARKET AND EATING FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)
(Resolution 7-R-cj deferred April 20, 1983)

President Grant stated "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 21, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

April 26, 1983 #1

1287

April 26, 1983

RESOLUTIONS.

7-R-a-S. RESOLUTION AMENDING RESOLUTION 7-R-s, SEPTEMBER 19, 1962, AGREEMENT WITH PASSAIC VALLEY SEWERAGE COMMISSIONERS, BY TERMINATING CONSTRUCTION AND DISPOSAL OF SEWERAGE FROM THE MUNICIPAL SOUTH SIDE INTERCEPTOR SEWER INTO THE PASSAIC VALLEY SEWER AT ITS PUMPING STATION. (AS RESULT OF CHANGES IN FEDERAL REGULATIONS PERTAINING TO TREATMENT FACILITIES, THIS CONTRACT HAS BEEN RENDERED INVALID)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

7-R-b-S. RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$1,000,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATION. (ALL JERSEY EXPRESS COMPANY - PURPOSE OF CONSTRUCTION OF A WAREHOUSE AND DISTRIBUTION FACILITIES WITH SAID APPLICATION INCLUDING DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

7-R-c-S. RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$625,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (B & B ENCLOSED MALL FOR DEVELOPMENT OF FOOD MARKET AND EATING FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

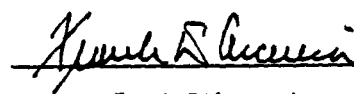
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

ADJOURNMENT.

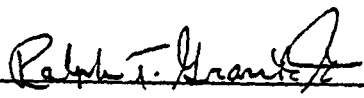
12-a. A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

This meeting adjourned at 5:02 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 5:03 P.M. - 1388

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Mrs. Rosalind Bressler, Assistant Corporation Counsel.

City Clerk D'Ascensio read letter dated April 21, 1983, from Honorable Ralph T. Grant, Jr., President of the Newark Municipal Council, calling a special meeting of the Newark Municipal Council for Tuesday, April 26, 1983, at 3:15 P.M., or as soon thereafter as Council can convene for the purpose of taking further action on the School Budget as required by N.J.S.A 18A:22-37.

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 21, 1983 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.

RESOLUTION DETERMINING THE AMOUNT NECESSARY FOR CURRENT EXPENSES OF THE NEWARK SCHOOL DISTRICT FOR THE SCHOOL YEAR 1983-1984 IN ORDER TO PROVIDE FOR A THOROUGH AND EFFICIENT SYSTEM OF SCHOOLS TO BE \$225,600,000.00 AND THE CONTRIBUTION OF THE CITY OF NEWARK TO BE \$41,000,000.00.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting "WHEREAS, the Board of Education offers specializing programs at levels exceeding state guidelines" and paragraph 7 "The Newark Board of Education should also reduce its specialized programs and implement changes as required to bring such efforts closer to the levels required by current state mandates" was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

A motion to adopt the resolution, as amended, was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, President Grant.

No: Councilmen James, Payne, Tucker.

At a later time in the meeting Councilman James requested his vote be changed from the negative to affirmative.

A motion to adopt the resolution, as amended, was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, President Grant.

No: Councilmen Payne, Tucker.

Councilman Carrino questioned since this resolution failed of adoption what the next step would be.

President Grant stated if there was no change in the vote status then they could recess this meeting to Wednesday, April 27, 1983, at 9:30 A.M.

Councilman Martinez stated it was his understanding this resolution had to be voted on prior to April 28, 1983, absolute under Title 18A and if it was not voted on by April 28th then the tax rate would reflect it at \$12.70. He requested this information be given by Assistant Corporation Counsel Bressler.

1389

Councilman Payne queried if another proposal could come before this Council. He opined there is a question whether the budget should be stricken or the rate struck at \$41 million or whether it in fact should be \$42 million. He said from what he understands there may be Council Representatives disposed to be in favor of the City's contribution being \$42 million. He noted if that in fact was an agreeable number the restoration of \$1 million to the budget proposed by Administration then could an amendment be made at this point for a \$42 million number and a revote taken at this time. Councilman posed this question to Assistant Corporation Counsel Bressler.

Assistant Corporation Counsel Bressler advised that if the Council should decide to appropriate an amount and the City contribution to the Board of Education 1983-1984 budget of \$41 million, in that event the present resolution would be changed and there would be a vote on it, or there could be a vote today. She noted that in addition there would have to be an amendment to the two resolutions adopted on April 25, 1983 - Resolution 7-R-a-S, April 25, 1983 certified to the County Board of Taxation the amount necessary to be raised by taxes and also set the \$41 million figure plus Resolution 7-R-b-S adopted April 25, 1983, which proposed or introduced amendments to the City Budget since there is a line item there the reserve for uncollected taxes which will be affected or impacted by the change from \$41 million to \$42 million. She noted this would mean the amendment would have to be readvertised and a date set for public hearing. She noted it all could be done legally but would delay the time by which the final adoption may be of the City Budget.

Ms. Bressler continued in answer to Councilman Martinez's earlier question, that they must act by April 28th and if the Council does not act on the Board's budget by April 28, 1983, then the determination as to how much is necessary will be left in the hands of the Commissioner of Education.

Councilman Payne opined the reason he brought up the issue was because of the critical nature of the \$1 million difference and perhaps a majority of Council Members may be in favor of voting for the \$42 million number, a \$1 million addition. He said he did not think Council was disposed to the \$50 million amount but because the \$41 million was less than or as much as the previous year, there should be a modest increase. He noted his position would be to restore \$1 million to the budget to insure there would be no programmatic cuts and items such as lunch programs and special programs would be saved. He mentioned it would be for this reason he would be inclined to go along with the increase.

Councilman Martinez requested Mr. Joseph Faccone, External Auditor, to give the total figure of the City's share.

Mr. Faccone stated they are raising \$42 million in the City's budget presently. He pointed out that if they were to put in the \$42 million suggested by Donald Payne for the school year the City's share would have to be increased for 1983 to \$42.5 million.

Councilman James stated he could not leave a meeting anticipating that citizens might be saddled with a \$12.00 tax rate. He said he certainly wanted to recognize the work done by the President and the Members of the Council throughout the budget hearings. He mentioned that although they were unable to agree, he did not want it to be construed by the public that they have not labored many hours trying to reach a fair and equitable decision. He stated in view of the fact this vote did not carry and its impact upon the property owners in the City of Newark as well as tenants and in recognizing the work of the President and Members of the Council he advised he would like to reconsider and change his vote to the affirmative for the passage of the amount as indicated on the first roll call.

President Grant questioned if Councilman Payne, in light of the fact there is an amount of \$42 million in the budget for the Board, would consider changing his vote.

Councilman Payne posed a question to Mr. Faccone with reference to the amount that was appropriated for the school year in the last fiscal school year by the Council - was there an increase or decrease in the 1982-1983, 1983-1984 budget.

Councilman Tucker stated it would be wrong for him to say that he supported the position that his colleagues feel they have to support and it would also be wrong to delude the public that there has been meaningful discussion in regard to the amount of municipal appropriation to the Board of Education. He said he did not miss any of the pre-council meetings in the discussions on the amount that the Council would be forwarding to the Board of Education. He noted there has not been any discussion on the amount that they would forward to the Board of Education and he had raised this originally when Council voted on the amount and there was no

discussion stating they would like to give them either \$41 million, \$45 million, \$47 million, \$50 million and the results of each one of these. He said he thought a determination was made that the Board should basically be in receipt of \$41 million which is exactly what the Mayor recommended. He pointed out that he respected the fact that some of his colleagues shared that opinion but he was not going to delude the public by stating there has been meaningful discussion on the amount of municipal contribution to the Board of Education because that simply did not take place.

1390

Mr. Faccone said in the 1982 budget they raised for school purposes \$38.5 million which was raised through taxation in the year 1982, therefor, they would be going not to \$42 million for the calendar year 1983. He mentioned the \$1 million difference that would have to be raised is approximately 6 points in the year 1983.

Councilman Payne noted that 6 points in the rate would take it from \$11.60 rate to \$11.66.

Mr. Faccone stated that that was right.

Councilman Branch said he appreciated the many things discussed by his colleagues and supported many of them. He opined that most of these issues of concern are supposed to be discussed at the pre-council meetings so that when it comes time for the Council Members to vote they should be able to vote intelligently without delaying. He said this was a critical time when this Council had to make a decision on the budget which affects the lives of the children in the City of Newark and they cannot get five votes. He stated there must come a time when the Council has to be together in terms of where they are going and how they are going to deal with issues and problems. He opined this should be the last place to deal with things that would tie the budget down at the end, that this should be resolved in the pre-council meetings.

Councilman James said he recognized the serious consideration for the orderly conduct of meetings and certainly shared the concerns of Councilman Branch. He noted the one thing missing in the whole equation of pre-conference meetings and here would be the Hearings of Citizens and the citizens' right to partake. He opined that he did not think they would ever want to become so robot in nature that in the pre-meeting conferences which operate under the Sunshine Law but they certainly are not meetings where citizens attend in numbers, that we would not be sensitive to what citizens might say under Hearings of Citizens and their right to speak on the public hearings of ordinance on second reading and final passage or even petition them as they walk into this meeting. He said he thought these meetings would always be subject to some feedback from their constituents who attend the meetings.

Councilman Payne pointed out that he would assume \$38.5 million over \$41 million is about a 6½% increase in the budget. He queried what percentage increase did the Council vote.

Mr. Faccone replied the City of Newark is under the 5% CAP Law.

Councilman Payne queried with the waiver they could do 6%.

Mr. Faccone responded the waiver allowed the City to go to 7.5%. However, the Council had not entertained this option.


ADJOURNMENT.

12-a.

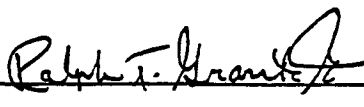
A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A meeting of the Municipal Council of the City of Newark, New Jersey, held April 25, 1983, was recessed to 11:00 A.M., Friday, April 29, 1983, or as soon thereafter as the Council can convene, for the purpose of holding a public hearing on the amendments to the Local Municipal Budget for the Year 1983 and to adopt the 1983 Local Municipal Budget of the City of Newark, as amended, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:05 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Payne, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilwoman Villani arrived 11:06 A.M.)

(Councilman Carrino arrived 11:07 A.M.)

(Councilman Tucker arrived 11:10 A.M.)

The City Clerk stated there are several resolutions which must be considered by the Municipal Council prior to the hearing on the amendments to the budget.

RESOLUTIONS.

7-R-a.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$1,744,130., SAFE AND CLEAN NEIGHBORHOODS (1983).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, President Grant.

(Councilwoman Villani arrived 11:06 A.M.)

7-R-b.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$2,500,000., PAYROLL TAXES (ADDITIONAL).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.

(Councilman Carrino arrived 11:07 A.M.)

7-R-c.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$850,000., PASSAIC VALLEY SEWER COMMISSION - LEASE AGREEMENT FOR THE SOUTH SIDE INTERCEPTOR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-d.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$571,730., COMPREHENSIVE EMPLOYMENT AND TRAINING PROGRAM, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

April 29, 1983

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$110,504.,
ESSEX COUNTY OFFICE ON AGING, OFFICE OF ELDERLY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-f.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE
INSERTION IN 1983 CITY OF NEWARK BUDGET, "MISCELLANEOUS REVENUE", SUM OF \$329,456.33,
PASSAIC VALLEY SEWERAGE COMMISSIONERS - IN LIEU OF TAXES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

The City Clerk: A hearing on the Introduced Municipal Budget of the City of Newark for the Year 1983 was established, held and closed on the 15th day of April, 1983. The Municipal Budget was approved by the Division of Local Government Services.

On April 25, 1983, the Municipal Council amended the budget and ordered the amendments to be published in the Star Ledger issue of April 26, 1983. The hearing on the amendments shall take place on the 29th day of April, 1983, in the Council Chamber in the Newark City Hall, at 11:00 A.M., or as soon thereafter as the Council can convene.

Two copies of the amending Resolution in the proper form, certified by the City Clerk having been adopted by the Governing Body, were submitted to the Director of Local Government Services on April 26, 1983, and approved April 29, 1983.

This being the date, time and place for the public hearing on the amendments to the Budget of the City of Newark for the Year 1983, the President is respectfully requested to declare open the hearing on the amendments as advertised in the April 26, 1983 issue of the Star Ledger.

MOTIONS.

7-M-a.

President Grant stated before he declares the public hearing on the amendments, he will make a MOTION TO SET FORTH A PERIOD OF FIVE MINUTES FOR EACH SPEAKER WHO DESIRES TO SPEAK ON THE AMENDMENTS TO THE BUDGET, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

President Grant: The hearing on the amendments to the Budget of the City of Newark for the Year 1983, as advertised, is now declared open.

No one appearing, a motion to close the hearing on the amendments was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

(Councilman Tucker arrived 11:10 A.M.)

7-R-g

RESOLUTION ADOPTING THE BUDGET FOR THE YEAR 1983, AS APPROVED APRIL 15, 1983,
AND AMENDED APRIL 25, 1983.

The City Clerk read the following:

SUMMARY OF REVENUES

1393

1. GENERAL REVENUES

Surplus Anticipated	\$ 14,000,000.00
Miscellaneous Revenue Anticipated	154,628,727.66
Receipts from Delinquent Taxes	8,500,000.00

2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	48,799,571.78
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4. To be added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:

Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	1,169,039.72
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Total Revenues	\$227,097,339.16
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5. GENERAL APPROPRIATIONS:

Within 5% "CAPS"

(a & b) Operations Including Contingent	116,752,465.89
(e) Deferred Charges and Statutory Expenditures - Municipal	23,517,825.34
(f) Judgements	350,000.00

Excluded from 5% "CAPS"

(a) Operations - Total Operation Excluded from 5% "CAPS"	45,579,728.93
(c) Capital Improvements	800,000.00
(d) Municipal Debt Service	8,421,107.00
(e) Deferred Charges - Municipal	47,212.00
(k) For Local District School Purposes	12,754,000.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	18,875,000.00

Total Appropriations	\$227,097,339.16
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A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Branch, Payne, President Grant.

No: Councilmen James, Tucker.

Not Voting: Councilmen Carrino, Martinez, Villani.

Councilman Martinez said for the past several months this Council has worked on a budget which initially had a tax rate of about \$13.50. There was an increase in the water bill proposal, increase in the sewerage bill, also a proposed \$5. payment for every unit of housing which would have been an increase also to the property owner and tenant. This Council eliminated those increases. They still have to contend with the ratables that have been lost, the uncollected water and sewer bills and other items that have seriously affected this budget. It was cut down from \$13.50 to approximately \$11.58 and certainly it would be irresponsible on his part at this point to not have a budget and to submit that budget to the State and to have the State set a tax rate. He is not totally pleased with the tax rate. In fact he is

disturbed by it. It would be more disturbing not to have this budget adopted today and to have the tax rate set by the State of New Jersey, which would almost be a charge of irresponsibility.

Councilman Martinez indicated he will change his vote from abstention to the affirmative.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, Payne, President Grant.

No: Councilmen James, Tucker.

Not Voting: Councilmen Carrino, Villani.

Councilman Branch said after a long deliberation of this budget with everyone involved, he was under the impression that they had somewhat accepted a fair package based on the tax rate and can support Councilman Martinez who has made a beautiful statement in reference to what they talked about earlier during the budget hearings. He feels they are acting irresponsibly if they do not adopt the budget knowing that they need a budget for the operation of this City. Not to have a budget to him looks very bad as elected officials not to come together to adopt a budget and he is not telling anyone how to vote. They do have a responsibility for having a budget for the operation of the City.

Councilman James said as stated earlier, it is not the best budget but he would like to commend the Members of the Municipal Council. The President has put more hours and time into the budget hearings, than any other President in the previous years. He would also like to commend the Members of the Council who certainly devoted in his opinion more hours on the budget this year than in past years, the total number of participants. He still thinks there can be some consolidation of various departments in the budget. He does not want to go through them but there is one that sticks out in his mind, Human Rights Commission with Consumer Action. He noticed they even have before them some increased personnel in way of Affirmative Action, a new Minority Affirmative Action Officer, etc. He still thinks there is some unnecessary personnel in the budget and they have not yet been strong enough to remove those individuals who serve only political patronage reasons from campaign to campaign. He would hope in the near future as Carl Stokes stated in Cleveland "We would have the fortitude to remove those individuals who serve only for having others to get re-elected." He thinks there are still some unproductive programs in the budget. He is sure they can make mention of various programs and one that comes to his mind is the Office of Real Property. On their desk today, they are requesting a new position, \$28,000. Administrative Coordinator, raises for the various personnel and all of them at one time and he has complained about this office not being too productive. In this present budget they do witness the post-campaign raises. After an election year they know the tax rate goes up because they reward various individuals, union groups, etc. and certainly before they realize the serious nature of the budget, the fact that it would increase significantly, in fact they would have the highest tax rate in the history of our City, they granted all of those raises. He can certainly praise Councilman Martinez because he made a big issue, even before the consideration of the budget and through his efforts and his diligence, they did remove many personnel from those post-campaign raise packages but still they passed a number of raises. He does not wish to comment on cars for the Members of the Municipal Council. If that has been stated, it is not his concern, it is an individual choice. His concern is the \$1 million expenditure for new vehicles during the year they have a high tax rate. He sees middle management personnel getting the same car as Council Members are getting, when he sees aides driving the same car, brand new 1983 cars, aides to the Office of the Mayor, driving them, then perhaps he feels they have gone overboard. People getting their cars washed five times a week instead of once. He thinks the whole question is everyone is equating themselves to the Newark Municipal Council, equating themselves or equal to the Mayor and whatever the Council gets, they say it is a spill off, they all get it. He thinks the whole question of the \$1 million expenditure, in a year when they talk about the tax rate, could have dealt with some potholes, cleaned up some of the vacant lots, demolished some more abandoned buildings. In summary he would be remiss in his duty if he did not once again recommend the collective efforts of the Council. They have done a good job. He reiterated he would like to commend the Members of the Municipal Council and although it is not the best budget but it might be construed as the best under the circumstances. With that in mind and out of respect for his colleagues, he indicated he would like to change his vote from the negative to the affirmative and he will walk the streets the whole year and say he voted "yes" on the budget.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, President Grant.
No: Councilmen Tucker.
Not Voting: Councilmen Carrino, Villani.

1395

Councilman Martinez stated he supports Councilmen James' statement. This Council has not voted for pay raises since 1979 and he thinks that is commendable.

Councilman Martinez questioned Chief Accountant Fitzsimons if a budget was not adopted today, he knows they are acting on a temporary budget from January to April, what would happen to the payroll accounts, bills to be paid by the City, etc. would they be put in a particular legal problem.

Chief Accountant Fitzsimons replied they can have another amendment which would carry them for another month.

Councilman Payne said he couldn't agree more with remarks made by Councilman James with respect to the consolidation of the Human Rights Commission and Consumer Action. They have programs where there is duplication. He feels there needs to be more funds put into basic services, planting of trees, cleaning of sewers, sweeping of streets, removal of abandoned cars. These are the complaints that come in. When they see the increase in the budget that is on the other side, little things that mean a lot to people and these are the things that are being overlooked. He thinks they ought to start before budget hearings, next week have the accountants pick up, have a thorough look and have it as an on-going process. In certain governments they have a sunset law where at the end of a budget year, they start with a zero base budget and he is going to suggest that. Also, to their auditors, they have too much duplication, too few essential services. They spend a lot of time on PR, I Love Newark, I want to keep it Clean, spend lots of money, lot of brooms, gold brooms, silver brooms and everytime they give out another broom award, they have a place that is dirtier and filthier. He thinks the rhetoric is good, the red heart is nice, but it ought to be with blood dropping down because the place looks worse and worse as everyday goes on. He hoped they could change their focus for 1983-1984 and when they come together during the same period of 1984, hopefully they could cut some of the unnecessary things. They have a lot of planners, he doesn't know what they are planning because he hasn't seen the Master Plan yet. There has to be a division between government and politics and it is difficult to know where politics ends and government begins but when politics is an overriding factor, then government suffers and he feels they are at the place that politics of the management of the City exceeds the government and therefore, the government becomes inept. When government becomes inept, then you have a serious problem. It was a good experience, his first municipal budget, next year it will be different.

Councilman Branch said he can agree once again with his colleagues. He would like to make one suggestion. With respect to questioning of raises, in terms of consolidation, next year when budget hearings come up, they should not have to go through it here. Those things should be done prior to public hearings.

Councilwoman Villani indicated she would like to congratulate the Members of the Municipal Council and she too is very unhappy about the tax rate. They have done a great job bringing it down from \$13.50 but today they are telling their good citizens this is how they reward them by raising their taxes. The department heads with their high salaries and new cars, do not take the abuse as Council Members do. Today is a very sad day for them because as hard as they worked, they still did not give the citizens what they justly deserve, a lower tax rate. She agrees with Councilman Payne, they don't start with next year, but they start as of tomorrow, to try to decrease and she makes a pledge and she knows they all feel the same way, next year they are going to come up with a better tax rate for their citizens.

Councilman Martinez supported Councilman Payne's remarks that they should start as soon as possible. One of the first areas they should start, to have it done by September or October is the Office of Real Property. There was a meeting around November or December with the Mayor, wherein there was an agreement that private management would come into the City and take over that Office, put that out for bid and he still hasn't seen that done and hopefully a meeting would be called by this Council and Members of Administration to put those plans into effect so that a private management team can come into Newark. It wouldn't cost them a dime and they would receive a percentage of the income from that particular building. If they don't

start it now, they will never even see it for 1984. He thinks that is an area where they can save \$3 or \$3½ million by the end of this year.

President Grant indicated there is a letter in the hands of the Mayor at this time for such a meeting within the immediate future and each Member should receive a copy of same.

Councilman Payne said they heard at the last Council meeting people from 25 Van Velsor Place, bringing forth the problems of said building. He really doesn't like to make predictions because he is not a prophet but he would say that in a year that building will be like the Elizabeth Avenue strip. They will get a letter from Office of Real Property, they must vacate within 60 days because they are not in the business of being landlords. The building will be vacated, it will be vandalized, it will be a shell on Chancellor Avenue which would then go next door to 103, because they are having the same problems, like 19 Lyons Avenue, 300 Wainwright Street, Elizabeth Avenue buildings, Clinton Avenue, etc. He can sit here and predict what buildings will fail within the next two or three years because the way in which they manage properties. It is not managed, it is mismanaged. He pointed out the building located at 69-71 Tillinghast Avenue, a three story building, people received a notice, the City does not want to be a landlord. Six families must leave, the building will be empty and there will be another building for demolition, come three, four or five years from now. They are really doing something wrong and if the City is going to ever get a UDAG in a neighborhood, they will have to be able to bring the housing stock and come up with a new way to manage their buildings.

Councilman Tucker stated he voted on nine budgets since he has been a Member of the Council. There is no way he can vote for this budget. He knows the accolades that have been laying around, they have done a tremendous job. He thinks they all understand the meaning of that. The net result is that this is the first budget that he sat on that he really and truthfully feels ashamed to say that they participated in a process developing it. Maybe what they have done, the public will have to make a judgement on but he does not believe under any circumstances that this budget should be approved.

A motion to adopt the Budget of the City of Newark for the Year 1983, in its final form, as amended was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, President Grant.

No: Councilmen Tucker.

Not Voting: Councilmen Carrino, Villani.

A motion directing the City Clerk to forthwith forward two copies of this Adopted Budget to the New Jersey State Division of Local Government Services in Trenton and one copy to the Essex County Tax Board, as by Statute required, was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, President Grant.

No: Councilmen Tucker.

Not Voting: Councilmen Carrino, Villani.

ADJOURNMENT.

12-a.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

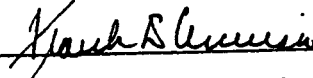
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

This meeting adjourned at 11:30 A. M.

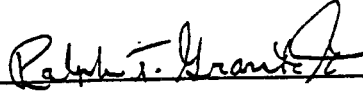
April 29, 1983

1397

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:31 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated April 27, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Friday, April 29, 1983, at 11:15 A. M., or as soon thereafter as Council can convene to consider Resolution extending Economic Development Administration 302 Planning Grant and increasing the City's allocation by \$27,765., including a local match of \$9,255. (No municipal funds required)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 27, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a-S. RESOLUTION AUTHORIZING EXTENSION OF GRANT AGREEMENT FOR PERIOD JUNE 1, 1983 TO DECEMBER 31, 1983 WITH ECONOMIC DEVELOPMENT ADMINISTRATION FOR AN ECONOMIC DEVELOPMENT GRANT; FURTHER AMENDING RESOLUTION 7-R-cl, SEPTEMBER 3, 1980, PARAGRAPH 1, AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO ENTER INTO AGREEMENT WITH ECONOMIC DEVELOPMENT ADMINISTRATION FOR AN ECONOMIC DEVELOPMENT GRANT IN AMOUNT OF \$167,790.; ALSO AMENDING PARAGRAPH 3 TO READ "CITY OF NEWARK SHALL BE RESPONSIBLE FOR PROVIDING MATCHING SHARE IN IN-KIND SERVICES EQUIVALENT TO \$55,930.; NO EXPENDITURE OF MUNICIPAL FUNDS REQUIRED. (\$27,765. FOR PERIOD JUNE 1, 1983 TO DECEMBER 31, 1983; \$9,255. IN-KIND MATCH).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, President Grant.
No: Councilman Tucker.
Not Voting: Councilmen Carrino, Villani.

Councilman Carrino questioned whether the 302 Program was in effect? The last time he had conversation on this, they would not give money to the City of Newark. Are they just taking money for two people to sit in a office for a program they are not going to get or is it a situation where they are going to get the program.

Councilman Tucker said the 302 Program is dead. What this does is give money to pay the staff who are working on a program that is dead. The staff he assumes, may be working on close-outs, etc. President Reagan killed the 302 Programs.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

W U-V

1399

April 29, 1983

APPROVED:

Frank D'Ascensio

Frank D'Ascensio
City Clerk

Ralph T. Grant, Jr.

Ralph T. Grant, Jr.
President

Newark, New Jersey, May 4, 1983

1480

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:00 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend N.A. Jones, True Fellowship Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Lieutenant James Reed, Sergeant-At-Arms and Mr. Maurice Jefferson, Assistant Corporation Counsel.

(Councilman Payne arrived at 1:17 P.M.)

(Councilman Carrino arrived at 1:27 P.M.)

(Councilman Martinez arrived at 1:35 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 26, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATION OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD MARCH 10, 1983.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-b. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR MONTH OF MARCH, 1983.

A motion that the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-c. The City Clerk presented 1982 ANNUAL REPORT OF DIVISION OF PERSONNEL, DEPARTMENT OF ADMINISTRATION.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

May 4, 1983

4-d.

The City Clerk presented 1982 ANNUAL REPORT OF OFFICE OF PLANNING AND GRANTSMANSHIP, DEPARTMENT OF ADMINISTRATION.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-e.

The City Clerk presented 1982 ANNUAL REPORT OF OFFICE OF REAL PROPERTY, DEPARTMENT OF ADMINISTRATION.

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-f.

The City Clerk presented 1982 ANNUAL REPORT OF DIVISION OF SALE AND CLEAN NEIGHBORHOODS, DEPARTMENT OF ENGINEERING.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-g.

The City Clerk presented 1982 ANNUAL REPORT OF DEPARTMENT OF GENERAL SERVICES.

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-h.

The City Clerk presented 1982 ANNUAL REPORT OF DEPARTMENT OF RECREATION AND PARKS.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF NEWARK BOARD OF ADJUSTMENT, HELD MARCH 22, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-j.

The City Clerk presented INTERIM REPORT FOR THREE MONTHS ENDED MARCH 31, 1983, SUBMITTED BY SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITORS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and Staff Study be made thereon and report to the Council was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-k.

The City Clerk presented 1983 FINANCIAL REPORT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD ENDING FEBRUARY, 1983.

1402

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-l.

The City Clerk presented COPY OF MINUTES OF MEETING OF NEWARK CENTRAL PLANNING BOARD, HELD APRIL 4, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-m.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF CITY OF NEWARK, HELD MARCH 17, 1983.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-n.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MARCH 17, 1983.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-bl at this time was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

7-R-bl.

RESOLUTION RECOGNIZING AND COMMENDING ELMER J. HERRMANN, SR., CLERK OF THE ESSEX COUNTY BOARD OF ELECTIONS, FOR 50 YEARS OF DISTINGUISHED SERVICE TO THE PEOPLE OF NEWARK AND OTHER COMMUNITIES IN ESSEX COUNTY.

President Grant stated it gave him great pleasure to make the presentation of the resolution on the Municipal Council's behalf.

President Grant read the following resolution:

WHEREAS, Elmer J. Herrmann, Sr., Clerk of the Essex County Board of Elections, became an employee of Essex County on March 17, 1933, and through 50 years of continuous and faithful service has compiled one of the longest employment records in county history; and

WHEREAS, Elmer J. Herrmann, Sr. has helped arrange elections in the City of Newark and throughout the county for the last half-century, and has worked diligently with the Office of the City Clerk and other public agencies to assure the sanctity of the ballot and the integrity of all election procedures; and

WHEREAS, Elmer J. Herrmann, Sr., who was born and educated in Newark and spent much of his life here, has discharged his sensitive duties with the utmost care and precision, and has set for civil servants everywhere an extraordinary example of selfless and tireless devotion to the public interest and to the principles of democratic government, and he has earned widespread esteem as an authority on voting procedures; and

WHEREAS, Elmer J. Herrmann, Sr., has watched proudly as his son, Elmer J. Herrmann, Jr., has become a prominent Newark attorney and civic leader who serves the Municipal Council with distinction as a Legislative Research Officer;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Elmer J. Herrmann, Sr., Clerk of the Essex County Board of Elections, for 50 years of distinguished service to the people of Newark and other communities in Essex County and does wish for him many more years of professional service and personal happiness..

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Elmer J. Herrmann, Sr., in warm appreciation of all he has done to protect and promote the processes of elected government.

Mr. Herrmann said he was very happy to be present at the meeting. He also said it gave him great pleasure to be honored in such a way. He appreciated the honor very much.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

Councilwoman Villani indicated she wanted to recognize a group of students from St. Rocco's School, which was located in the West Ward, who were in attendance at the meeting. She mentioned they were an astute group of children and she commended them on their performance last week when they were acting as Council Members in the Council Chamber discussing different issues on government.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET.

(Broad Street, East Side, beginning 306 feet south of the southerly curblin of Edison Place and extending 22 feet southerly therefrom.

Lake Street, East Side, beginning 757 feet south of the southerly curblin of Bloomfield Avenue and extending 24 feet southerly therefrom; East Side, beginning 168 feet south of the southerly curblin of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-b.

The City Clerk read AN ORDINANCE TO SUPPLEMENT TITLE 2, CHAPTER 9B, DEPARTMENT OF GENERAL SERVICES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH A VANDALISM PREVENTION FUND)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON MOTT STREET.

(Mott Street, East Side, beginning 160 feet north of the northerly curblin of Fleming Avenue and extending 24 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 11TH STREET.

(North 11th Street, West Side, beginning 170 feet south of the southerly curblin of 4th Avenue and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGES FOR SUPERVISING OFFICE APPLIANCE OPERATOR, AND SUPERVISOR, CENTRAL MAILROOM)

(Under Ordinance 6-S & F-v, August 11, 1982, 5% increases were included in these titles - included in Civil Service Association - Essex Council #1 - Additional 5% now being given)

(Central Purchase

Supervising Office 6/1/83 \$14,515.56 - \$17,313.46

Appliance Operator 1/1/84 15,241.33 - 18,179.13

(35 Hours)

Supervisor, Central 6/1/83 14,515.56 - 17,313.46

Mailroom (35 Hours) 1/1/84 15,241.33 - 18,179.13)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Villani, President Grant.

No: Councilman Tucker.

President Grant: The yeses are five and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

6-F-f.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LICENSE SUPERVISOR AND TO DELETE THE TITLE AND SALARY RANGE FOR ASSISTANT CHIEF INSPECTOR)

(Civil Service Reclassification - No salary change)

(Taxicab Division

License Supervisor 1/1/83 \$14,956.57 - \$18,178.48

(35 Hours) 1/1/84 15,704.39 - 19,087.40)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

(President Grant excused himself from the meeting at 1:15 P.M. for a few minutes)

(Councilman James assumed the seat as Temporary President)

6-F-g.

The City Clerk read AN ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES' AND SPECIFIED RETIREES' REPRESENTED BY THE NEWARK SUPERIOR OFFICERS' ASSOCIATION.

(Upgrades health benefits in accordance with Union agreement for Superior Officers')

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President James.

Absent During Roll Call: President Grant.

Temporary President James: The yeses are five, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

6-F-h.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER NEGOTIATIONS FOR EMPLOYEES REPRESENTED BY THE SUPERIOR OFFICERS' ASSOCIATION)

(6% salary increase for 1983 and 6½% for 1984 in accordance with Union agreement for Superior Officers')

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani, Temporary President James.

Absent During Roll Call: President Grant.

Temporary President James: The yeses are five, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

6-F-i.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. TO ADJUST THE SALARY FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)

(Position formerly funded by HCDA - City adopted position with 1982 salary on February 16, 1983, 6-Ph, S & F-m; 5% increase for 1983 - Not covered by any bargaining unit)

(Personnel Division

Supervising Claims Examiner 1/1/83 \$14,956.57 - \$18,178.48)

(35 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch.

There was no second to the motion.

(Councilman Payne arrived at 1:17 P.M.)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, Temporary President James.

Absent During Roll Call: President Grant.

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At a later time in the meeting a motion to consider "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED on First Reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-j.
(A.S.)

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (New titles in the Office of the Newark Municipal Council - Not covered by Civil Service Association - Essex Council #1)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

At a later time in the meeting a motion to consider "ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK, NEW JERSEY," on First Reading was made by Councilman Rice, seconded by Councilman Martinez.

Councilman Carrino mentioned that Mr. Leonard Chavis, Director, Department of Recreation and Parks was supposed to have discussed the whole playstreet situation with the Board of Education. He said he has not heard anything on the subject. He proposed a meeting be set up with Mr. Chavis to see if any progress had been made.

Councilwoman Villani informed Members of the Council that she was told Mr. Chavis was meeting with Dr. Columbus Salley that very afternoon.

Councilman Rice stated he would move to defer this discussion until Mr. Chavis informs the Council on what had happened with the meeting with the Board of Education.

Councilman Rice withdrew his motion to consider said ordinance on First Reading and requested the City Clerk to place said ordinance under Communications for the May 18, 1983 meeting of the Municipal Council.

Councilman Martinez also withdrew his second to the motion.

A motion to place "ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK, NEW JERSEY," on the May 18, 1983 Calendar of the Municipal Council under Communications was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

At a later time in the meeting a motion to change the order of business was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Item 8-b. under Ordinances on First Reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SHEET #1 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27-2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE BLOCKS 813, 845, 846, 849 AND 849A FROM A FIRST INDUSTRIAL ZONED DISTRICT TO A SECOND BUSINESS ZONED DISTRICT, AND BLOCK 844 FROM A SECOND INDUSTRIAL ZONED DISTRICT TO A SECOND BUSINESS ZONED DISTRICT.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

A motion to consider Item 8-f. under Ordinances on First Reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

6-F-l.

The City Clerk read AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR THE U.S. 1 AND 9 COMMERCIAL/INDUSTRIAL PLAZA AREA, CITY TAX BLOCK 5088, LOT 76.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant.

Councilman Martinez indicated the proposal came before Council and was forwarded to the Central Planning Board in 1980. For the past three years this has been a stumbling block. He noted this was a \$15,000,000. truck stop which was located on a parcel of land which the City did not use. He also noted there has not been any taxes collected for the property. He stated the development of the property would help to obtain 500 construction jobs. He mentioned the developer was ready to start construction but was notified by the State that the developer still did not have the go ahead.

Councilman Martinez informed the Council that he would have to abstain from the vote only because he was married to the niece of the developer and that would cause a conflict of interest. He said although he could not vote on the matter he still wanted it to be noted that he supported it.

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Councilman Tucker felt there might be a question on rent since the lease had already been executed. He suggested the City Clerk send a letter in regard to the City seeking money from the developer for rent.

Councilman Rice recalled that after his inauguration the subject came to light because he had raised questions concerning the rents on the property.

Councilman Branch commended the people who had the guts and heart to remain in the City of Newark and develop jobs for people.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Tucker, Villani, President Grant.

Not Voting: Councilmen Martinez, Payne, Rice.

President Grant: The yeses are six, the noes are none and three not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

A motion to consider Item 8-o. (A.S.) under Ordinances on First Reading was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-m.
(A.S.)

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CRIME ANALYST)

(New City title - Previously funded through SLEPA - 15.7% increase - Not covered by Civil Service Association - Essex Council #1)

(Crime Analyst \$18,940.00 - \$23,021.55)

(40 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Police Director Williams to the pre-meeting conference, May 17, 1983 was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 18, 1983.

(President Grant returned at 1:20 P.M.)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW SECTION. (LICENSING AND REGULATING TIRE REPAIR SHOPS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council of the City of Newark takes pride in the aesthetic values of its neighborhoods and communities; and,

WHEREAS, the Municipal Council of the City of Newark is concerned with the proliferation of tire shops within the City; and,

WHEREAS, the Municipal Council of the City of Newark is concerned that absent the proper control said shops will have an adverse effect upon the health and safety of its citizenry and the conditions of its neighborhoods; and,

WHEREAS, tires are being abandoned on Municipal and Private property in Newark at an increasing rate; and,

WHEREAS, it is the intent of the City to reduce such improper disposal of discarded tires.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The following provisions shall be added after 8:22-3(e) of the Revised Ordinances of the City of Newark:

(f) The names, addresses and telephone numbers of:

1. the collector/hauler who removes tires from the tire repair shop to dispose of the same.
2. the disposal facility(ies) where discarded tires are brought for ultimate disposal.

(g) The number of tires:

1. the collector/hauler removes from the tire repair shop.
2. disposed of at each disposal facility(ies) for the entire prior year.

(h) Copies of disposal receipts for each load of tires:

1. the collector/hauler removes from the tire repair shop.
2. disposed of at each ultimate disposal facility for the entire prior year.

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In either of the above noted arrangements, the disposal receipt should indicate either the volume or weight of the load.

Section 2. The provisions of this ordinance shall be effective commencing May 1, 1984. In order to ensure compliance, the Director shall forward a letter explaining the ordinance and a copy of this ordinance, by certified mail, to each of the existing licensed tire repair shops informing them to begin complying with 8:22-3 (f)-(h) effective May 1, 1983 in order to properly comply in making their May 1, 1984 license application.

Section 3. Except as other wise stated herein, this ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE PURCHASE OF AN EASEMENT IN PERPETUITY ON PREMISES KNOWN AS PART OF BLOCK 153, LOT 3, IN PEQUANNOCK TOWNSHIP, NEW JERSEY, FROM THE BROOKS-PODESTA TRUST, FOR THE SUM OF ONE THOUSAND DOLLARS (\$1,000.) PURSUANT TO THE PROVISIONS OF N.J.S.A. 40A:12-4 (a).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark reconstructed and relocated the vandalized Pequannock Aqueduct on a portion of Block 153, Lot 3 in Pequannock Township, New Jersey; and

WHEREAS, said Block 153, Lot 3 in Pequannock, New Jersey is owned by the Brooks-Podesta Trust; Philip B. Brooks, John F. Podesta and Daniel B. Gilbreth are the trustees under declaration of trust October 18, 1968 in care of Clapp and Eisenberg, Counsellors at Law, 80 Park Plaza, Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The premises known as Block 153, Lot 3 on the Official Tax Map of the Township of Pequannock, New Jersey and more specifically identified as in the attached deed is needed for public purposes.
2. The Director of Engineering be and is hereby authorized and empowered to purchase on behalf of the City of Newark an easement in perpetuity in the above described premises, executed by the Brooks-Podesta Trust for the sum of One Thousand Dollars (\$1000), and other goods and valuable consideration for the express purpose of gaining access to the Pequannock Aqueduct, pursuant to N.J.S.A. 40A:12-4(a).

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3. The source of funds for this transaction is the 1982 Municipal Budget, Fund 37, Department 75, Agency 02, Account 141 of Newark. A certificate of the Comptroller of the City of Newark, which states that there are available sufficient funds for the purpose set forth hereinabove, is attached hereto.
4. The Corporation Counsel is hereby authorized to record the original deed.
5. A copy of the executed deed shall be filed with the Office of the City Clerk.
6. This ordinance shall take effect upon final passage and publication in accordance with the laws of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

BOND ORDINANCE PROVIDING FOR VARIOUS SCHOOL IMPROVEMENTS IN AND BY THE CITY OF NEWARK, APPROPRIATING \$9,088,000. THEREFOR, AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$9,088,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the State Legislature of the State of New Jersey, by an Act dated January 13, 1983 (P.L. 1983 c.1), has authorized first class cities with a population of 300,000 or more people that recently have changed to a Type II governance system to complete any bond authorization process started while the district was a Type I district; and

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WHEREAS, the City of Newark has a population in excess of 300,000; and

WHEREAS, it has been recognized by the Assembly Education Committee in the statement to Assembly, Bill No. 2038 that the City of Newark is a Type I City authorized to act pursuant to the above legislation; and

WHEREAS, the Board of Education of the City of Newark has by resolution determined that it is necessary to raise the aggregate amount of \$9,188,000 for the various capital projects as described herein and has delivered a statement to that effect to each member of the Board of School Estimate; and

WHEREAS, the Board of School Estimate has fixed and determined that \$9,188,000 is necessary for these projects and has certified this amount separately to the Board of Education and the Newark Municipal Council;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY:

Section 1. Pursuant to the provisions of Title 18A, Education, of the New Jersey Statutes Annotated (hereinafter "N.J.S.A."), the aggregate sum of an amount not to exceed 9,088,000 is hereby appropriated by the City of Newark (hereinafter "City"), New Jersey for the following various projects and improvements as described by project number, description of improvement or purpose and amount of bonds or notes authorized:

<u>Project No.</u>	<u>Description of Improvement</u>	<u>Authorization of Bonds or Notes</u>
5081	Rehabilitation of roofs, walls and windows at 28 schools	\$ 4,178,000

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5181	Interior and exterior rehabilitation work at 27 schools	1,705,000
5281	Miller Street demolition of the 1880 building and rehabilitation of the 1912 building	300,000
5381	Architectural fees in connection with the new Vailsburg-Ivy Hill High School	800,000
5481	Reconstruction of School Stadium, Phase I	815,000
5581	Reconstruction of Unterman Field, Phase I	420,000
5681	Removal of asbestos at various schools, Phase II	350,000
5781	Installation of manual fire disconnect system at 25 schools, Phase II	100,000
5881	Energy conservation improve- ments to 15 schools in the City (represents 10% of the cost of the improvements; the remainder shall be contributed by federal grant monies)	200,000
5981	Improvement of handicap facilities at the J. F. Kennedy School	100,000
6081	Expansion and rehabilitation of the existing centralized school intrusion alarm system	<u>120,000</u>

TOTAL: \$ 9,088,000

Section 2. In order to finance the cost of the projects described in Section 1 of this ordinance, negotiable qualified bonds are hereby authorized to be issued in the aggregate principal amount not to exceed \$9,088,000 pursuant to N.J.S.A. 18A:24-1 et seq.

Section 3. Each of the bonds authorized herein shall be designated "School Bond (Qualified pursuant to the School Qualified Bond Act, P.L. 1976 c. 39)" and shall contain a

recital that it is issued pursuant to Title 18A, Education, of the New Jersey Statutes and that the bonds are entitled to the benefits of the provisions of the School Qualified Bond Act, P.L. 1976 c. 39. Within 10 days after the issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, and the maturity schedule, interest rate and dates of payment of debt on such qualified bonds. The bonds may be registered bonds or coupon bonds registrable as to principal only or as to both principal and interest. The form, date, denominations, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 4. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All temporary notes or loan bonds issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no temporary note or notes shall mature later than one year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Commissioner of Education pursuant to N.J.S.A. 18A:24-92, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and his signature upon said notes shall be conclusive as to such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3 and N.J.S.A. 18A:24-92. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale

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and to deliver them to the purchasers thereof upon receipt of payment of purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 5. The supplemental debt statement required by N.J.S.A. 18A:24-16 and 17 has been duly prepared and filed in the office of the City Clerk and in the office of the Secretary of the Board of Education, and a complete executed duplicate thereof will be filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption of this ordinance as required by law. The aggregate amount of bonds and notes authorized herein, when added to the net school debt of the school district of the City of Newark, shall be in compliance with the requirements set forth in N.J.S.A. 18A:24-19 and shall be deducted from the gross debt of the City pursuant to N.J.S.A. 40A:2-44.

Section 6. Application shall be made to the Commissioner of Education (the "Commissioner") of the State of New Jersey to qualify the bonds pursuant to the School Qualified Bond Act. Upon satisfactory investigation and recommendation by the Commissioner, the State Board of Education may by resolution determine that the City is entitled to issue qualified bonds. Within one year of the adoption of said resolution the City shall submit a copy of this ordinance, with any amendments hereto, to the Commissioner for an endorsement certifying that the ordinance is consistent with the aforesaid determination of the State Board of Education.

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Section 7. Pursuant to N.J.S.A. 18A:24-89, a copy of the resolution of the State Board of Education and a copy of this ordinance bearing the endorsement of the Commissioner shall be submitted to the Local Finance Board for its consideration and upon satisfactory investigation shall endorse its consent upon this ordinance authorizing the qualified bonds.

Section 8. It is hereby determined that the period within which the bonds shall mature shall be not more than 30 years.

Section 9. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 11. This ordinance shall take effect 10 days after the first publication thereof after final adoption, as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Branch, seconded by Councilman Rice.

City Clerk D'Ascensio informed the Council that the debt statement had not yet been received.

President Grant asked if City Clerk D'Ascensio knew when it would be arriving.

Chief Accountant Fitzsimons told the Council that the Local Finance Board had not yet met and did not know when the debt statement would be arriving.

Councilman Tucker wanted to know why the labs were taken out of the appropriation. He suggested that a communication be sent to the school to verify that the labs were being used.

Councilman Payne indicated University High did not have labs and they were in need of them. He felt the issue should be held up until the reason was found out as to when the labs would be restored.

Councilman Tucker informed the Council that it was indicated to him that Council was being blamed for the labs not being present. He stated it was not done by Council, it was done prior to Council acting on it.

President Grant directed a copy of the statements should be sent to the P.T.S.A. of University High School.

The motion to defer action on the ordinance awaiting approval of the Local Finance Board on the required Debt Statement was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-bh at this time was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.

RESOLUTION COMMENDING CAPTAIN CHARLES KNOX, COMMANDER OF THE SOUTH DISTRICT POLICE STATION, FOR HIS COURAGEOUS HANDLING OF A HOSTAGE AND ARMED ASSAILANT INCIDENT.

Councilman Payne said it was a pleasure to have Mr. Knox present on such a joyous occasion. He felt crime was an issue which was on everyone's list of priorities. He said it was a delight to have people in the Police Department such as Commander Knox and all of the other men who had helped him in that heroic act they performed.

Councilman Payne read the following resolution:

WHEREAS, Captain Charles Knox has exerted a most impressive and distinguished career during his 18-year tenure with the Newark Police Department; and

WHEREAS, since Charles Knox assumed command of the South District Police Station, he has demonstrated a commitment for community involvement by participating in various community and block association Meetings, by reactivating the Police Community Relations Committee and the South District Police Athletic League and through his collective efforts, has motivated the morale and performance of the police officers under his command; and

WHEREAS, Charles Knox has received commendations for acts of bravery in 1966, and, in 1968 was the recipient of the Police Department's Honor Board Award for his superb performance involving a bank robbery, a high speed chase, and the apprehension of the suspect; and

WHEREAS, the courage and valor of this extraordinary individual emerged again on April 25, 1983, when he skillfully commandeered a three-hour siege of a hostage by an armed assailant; and

WHEREAS, throughout the tense ordeal, Captain Knox remained calm while in the face of great danger to his own personal safety and negotiated with the assailant by telephone for the release of the hostage and the submission of a loaded 12-gauge pump shotgun; and

WHEREAS, by his swift and intelligent actions, Commander Knox obviated a highly explosive situation without harm to the hostage, the assailant or the general public and thus reflected great credit upon himself and the Newark Police Department;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and salute Captain Charles Knox, Commander of the South District Police Station for his meritorious performance in defusing a potentially dangerous situation with intelligence and restraint.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Captain Knox in honor of his dedicated service to the City of Newark.

Councilman Payne presented Captain Knox with a suitably inscribed resolution on behalf of the Members of the Council.

Captain Knox said he was honored and privileged to have received such recognition. He said he could not take total responsibility and he mentioned all the men who were responsible in helping him to apprehend the situation. He thanked his wife Mary and his family for their support.

Police Director Hubert Williams expressed his appreciation to the Members of the Council for acknowledging members in his department. He said it was a pleasure to have seen Councilman Payne act on behalf of the Council Members in recognizing Captain Knox.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

(Councilman Carrino arrived at 1:27 P.M.)

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING THE POSITION OF SCHOOL TRAFFIC GUARD (PART-TIME) IN THE POLICE DEPARTMENT AND ESTABLISHING SALARIES THEREFOR," (6-S & F-bk) ADOPTED NOVEMBER 22, 1966, AND AMENDMENTS THERETO. (TO ADJUST SALARIES PER LABOR AGREEMENT WITH THE SCHOOL SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 617, SCHOOL TRAFFIC GUARDS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 1. of an ordinance entitled, "An ordinance amending an ordinance creating the position of School Traffic Guard (Part-Time) in the Police Department and establishing salaries therefor", (6S&Fbk) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended to adjust salaries for School Traffic Guards effective January 1, 1983.

<u>POSITION</u>	<u>EFFECTIVE JAN. 1, 1983</u>	<u>EFFECTIVE JAN. 1, 1984</u>	<u>EFFECTIVE JAN. 1, 1985</u>
School Traffic Guard 120601			
During first year of service at the rate of	\$3.86 per hr.	\$4.05 per hr.	\$4.25 per hr.
During second year of service at the rate of	\$4.65 per hr.	\$4.88 per hr.	\$5.12 per hr.
During third year of service at the rate of	\$5.40 per hr.	\$5.67 per hr.	\$5.95 per hr.
During fourth year of service at the rate of	\$6.19 per hr.	\$6.49 per hr.	\$6.81 per hr.

Section 2. The hereinabove established salaries shall be effective January 1, 1983 through December 31, 1985.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect after final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE PROVIDING FOR ANNUAL CLOTHING ALLOWANCE FOR SCHOOL TRAFFIC GUARDS IN THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That at the end of the payroll period immediately following the end of each school year, there shall be paid to each eligible school traffic guard in the Police Department, as clothing allowance, the following:

- (a) Each school traffic guard who shall be appointed at the beginning of the 1983-1984 school year and who shall have served for the full 1983-1984 school year, shall receive an additional \$25.00 clothing allowance for a total clothing allowance of \$225.00.
- (b) Each school traffic guard who shall be appointed at the beginning of the 1984-1985 school year and who shall have served for the full 1984-1985 school year shall receive an additional \$25.00 clothing allowance for a total clothing allowance of \$250.00.
- (c) School traffic guards who do not serve for a full school year shall receive a pro-rata share of the clothing allowance for the applicable school year based on service during the school year.

Section 2. A full year of service shall be construed to mean service performed during a regular school year.

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final publication and in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CLINIC NURSE AND TO DELETE THE TITLE OF NURSE PRACTITIONER, S.T.D.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range for Clinic Nurse, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Clinic Nurse 153965 (35 Hrs.)	1/1/83	\$ 16,282.71	\$ 19,792.30

Section 2. That Section 1. of the aforementioned ordinance be further amended to delete the following title, title code and salary range, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Nurse Practitioner, S.T.D. 152912 (35 Hrs.)	1/1/83	\$ 16,282.71	\$ 19,792.30
	1/1/84	\$ 17,096.84	\$ 20,781.91

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Martinez arrived at 1:35 P.M.)

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 14, CHAPTER 2, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A PARAGRAPH (c) REQUIRING ANY ONE CONVICTED OF ENGAGING IN PROSTITUTION TO RECEIVE A HEALTH EXAMINATION.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 14, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and the same is hereby amended and supplemented as follows:

- (c) Any law enforcement officer of the City of Newark, who becomes aware of the name and address of any person who has been convicted of soliciting another person in or within view of any public place for the purpose of being hired to engage in sexual activity or who becomes aware of the name and address of any person who has been convicted of prostitution in the City of Newark, New Jersey, as described in N.J.S.A. 2C:34-1, et seq., shall report the name and address of such person to the Health Officer of the City of Newark.

Any person found guilty in any Court of law of being engaged in soliciting or in prostitution in the City of Newark as described in N.J.S.A. 2C:34-1 et seq. shall immediately report for a medical examination at the office of the Department of Health and Welfare to ascertain if said person is infected with a venereal disease.

The failure to report for such medical examination shall result in a fine not to exceed \$500.00 or imprisonment for a term not exceeding 90 days, or both.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman James asked if there was any concern with the individual being identified. He queried as to their names being published.

Councilman Martinez replied in the affirmative. He said the purpose of the ordinance was to try and stop the soliciting. He felt the problem was getting out of hand. He brought up instances where he noted that prostitutes were not only women, there were men who were also soliciting as women. The ordinance would require the prostitute to take a health examination, and if it was found out they were carrying a venereal disease, the Star Ledger could publish their names in the paper.

Councilman Martinez also wished for the Court Administrator to come up with a series of penalties for the prostitutes. For example, warrants would be issued if the prostitutes were in contempt of court.

Councilman James felt the cost of the examination should be paid by the people being convicted. He stressed the "Red District" portion of the City of Newark should be reviewed and then cleaned up.

Councilman Branch said he supported the ordinance wholeheartedly.

Councilman Tucker stated there was a lack of strength in law enforcement in that particular area. The whole question of prostitutes has become more noticeable. He emphasized that arrests should be made more and more. He mentioned in New York City there has been a 50% reduction in the "Red Light Districts". He claimed this was because of the City's stringent enforcement of that law.

Councilman Martinez hoped that the Internal Revenue would be present when the prostitutes were being convicted. He indicated the prostitutes were making more money than most people working a 40 hour week and they did not even have to pay taxes.

Councilman Branch noted there was a law in Frankfurt, Germany that required the prostitutes to get an examination every week. If they failed to do so, they would have to pay a fine.

Councilman James noted he was opposed to legalized prostitution.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 4, 1983

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR WATER TREATMENT PLANT SUPERINTENDENT AND CHEMIST, WATER AND TO DELETE THE TITLE AND SALARY RANGE FOR WATER QUALITY SUPERVISOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Ff) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Water Treatment Plant Superintendent and Chemist, Water as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Water Treatment Plant Superintendent & Chemist, Water 153965 (40 Hrs.)	1/1/83	\$18,033.84	\$21,925.22

SECTION 2. That the aforementioned ordinance be further amended to delete the following title, annual minimum and annual maximum salaries, as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Water Quality Supervisor 142207 (40 Hrs.)	1/1/83	\$18,033.84	\$21,925.22
	1/1/84	\$18,935.53	\$23,021.48

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 4, 1983

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR FIELD REPRESENTATIVE, CONTRACT COMPLIANCE AND TO DELETE THE TITLE AND SALARY RANGE FOR FIELD REPRESENTATIVE, HUMAN RIGHTS COMMISSION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. (f) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be and the same is hereby amended to create the title and salary range for Field Representative, Contract Compliance in the Newark Human Rights Commission, as follows, to wit:

(F) NEWARK HUMAN RIGHTS COMMISSION

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Field Representative, Contract Compliance 142918 (35 Hrs.)	\$ 15,703.91	\$ 19,087.48

Section 2. That Section 1. (f) of the aforementioned ordinance be further amended to delete the following title, title code and salary range, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Field Representative, Human Rights Commission 142306 (35 Hrs.)	\$ 15,703.91	\$ 19,087.48

Section 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani,
President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, Councilman Rice requested to change his vote from an abstention to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY RANGE FOR SECRETARIAL ASSISTANT IN THE DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 as amended and supplemented be amended to adjust the salary as follows, to wit:

(c) Personnel Division

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Secretarial Assistant 101364 (35 Hrs.)	1/1/83	\$ 13,416.54	\$ 15,703.91

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR CHIEF INSPECTOR OF COMBUSTIBLES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6S&Fbf) adopted November 22, 1966 as amended and supplemented be amended to delete the title and salary range for Chief Inspector of Combustibles, as follows, to wit:

<u>POSITION</u>	<u>NO. OF POS.</u>	<u>ANN.MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Chief Inspector of Combustibles 143505	1	\$23,664.80	\$24,474.64	\$25,281.30

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum and annual maximum salaries therefor which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-bf) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE NUMBER OF POSITIONS AND THE SALARY RANGE OF SUPERVISING FIRE PROTECTION INSPECTOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey" (6S&Fbf) adopted November 22, 1966 as amended and supplemented be amended to adjust the number of positions and the salary range for Supervising Fire Protection Inspector, as follows, to wit:

<u>POSITION</u>	<u>NO OF POS.</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Supervising Fire Protection Inspector 153507	2	\$23,664.80	\$24,474.64	\$25,281.30

Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, annual minimum and annual maximum salaries therefor which are inconsistent herewith, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE RATIFYING AND AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, TENANT, FOR THE LEASING OF THE CITY'S SOUTH SIDE INTERCEPTOR SEWER, FOR A PERIOD OF TWENTY-FIVE YEARS STARTING FROM JANUARY 1, 1982 TO DECEMBER 31, 2007.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. The Business Administrator of the CITY OF NEWARK is hereby authorized to execute and enter into a lease agreement on behalf of the CITY OF NEWARK to let the South Side Interceptor to the said Passaic Valley Sewerage Commissioners from the date of the adoption this ordinance by the Municipal Council to December 31, 2007.

SECTION 2. The municipal Council hereby ratifies the lease agreement between the CITY OF NEWARK and the Passaic Valley Sewage Commissioner for the leasing of the CITY OF NEWARK'S South Side Interceptor for the period from January 1, 1982 to the date of the adoption of this ordinance.

SECTION 3. Said Passaic Valley Sewerage Commissioners shall as consideration for said lease agreement, pay to the CITY OF NEWARK, an annual rent for each of the twenty-five (25) years of the Lease Agreement. The annual rent shall be calculated by multiplying 10 billion gallons of yearly effluent times the actual operating and maintenance rate per year times twenty-five (25%) percent.

SECTION 4. A copy of the lease agreement is attached hereto, and made a part hereof.

SECTION 5. Copies of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk and in the Law Department by the Business Administrator.

SECTION 6. This Ordinance shall take effect upon passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Villani, President Grant.

No: Councilman Tucker.

Not Voting: Councilmen Branch, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE CITY CLERK AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR THE POSITION OF SUPERVISING CASHIER, CITY CLERK)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1, That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6 S&F-e) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary range for the position of Supervising Cashier, City Clerk, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervising Cashier, City Clerk	7/1/83	\$19,650.00	\$19,650.00
(35 hours)			

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Tucker, President Grant.

No: Councilman Carrino.

Not Voting: Councilmen Martinez, Rice, Villani.

President Grant: The yeses are five, the noes are one and three not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, Councilwoman Villani requested to change her vote from an abstention to the affirmative.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Tucker, Villani, President Grant.

No: Councilman Carrino.

Not Voting: Councilmen Martinez, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ALLOW THE OPTION OF FILLING THE POSITIONS WITH 1, 2, 3, 4 OR 5 PERSONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled "An Ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor", (6S & F-f) adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended to allow each Councilperson the option of choosing one (1) or two (2) full-time (35 Hours) person(s) or three (3), four (4) or five (5) part-time persons to fill the position of Assistant to Councilman I.

Section 2. That the following salaries shall be effective:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant to Councilman I (35 Hrs.) 141903			
If Option is for 1 person	1/1/83 1/1/84	\$ 16,976.95 \$ 17,825.79	\$ 16,976.95 \$ 17,825.79
If Option is for 2 persons	1/1/83 1/1/84	\$ 8,488.47 \$ 8,912.89	\$ 8,488.47 \$ 8,912.89
If Option is for 3 persons	1/1/83 1/1/84	\$ 5,658.98 \$ 5,941.93	\$ 5,658.98 \$ 5,941.93
If Option is for 4 persons	1/1/83 1/1/84	\$ 4,244.23 \$ 4,456.44	\$ 4,244.23 \$ 4,456.44
If Option is for 5 persons	1/1/83 1/1/84	\$ 3,395.39 \$ 3,565.15	\$ 3,395.39 \$ 3,565.15

3. In the event that the option selected is for more than one person, then:

- a. The total of the combined salaries shall not exceed the budgeted salary for one person; and
- b. The total of the combined hours of work of all persons in the position shall not exceed an average of thirty-five (35) hours per week; and
- c. Any person working less than twenty (20) hours per week shall not be entitled to any medical benefits or other benefits which are only afforded to full-time employees or officers;

except that if the option chosen is for two (2) persons then paragraph b of Section 3. of this ordinance shall not apply.

Section 4. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING SECTION 27:1-1(c) OF TITLE 27, ZONING AND SECTIONS 5:1-1 AND 5:2-11(d) OF TITLE 5, AMUSEMENTS AND AMUSEMENT BUSINESSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966) AS AMENDED AND SUPPLEMENTED, TO AMEND THE DEFINITION OF "ARCADE."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. Rocco Blasi, Division of Licenses met with Council May 3, 1983)

A motion to table this ordinance was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

HEARINGS OF CITIZENS.

6-HC-a.

MR. LEON GODBOLD, PRESIDENT, STRATFORD COMMUNITY TENANTS ASSOCIATION, 29 STRATFORD PLACE, NEWARK, NEW JERSEY, acknowledged some supporters from Stratford Place who were present. Miss Jackson, President, Tenants Association, 18 Stratford Place; Miss Diane Nesbitt, Chairperson, Stratford Community Tenants Association Executive Board; Miss Ferrera, Board Member, Miss Hamilton and Miss Jackson's secretary.

The above speaker addressed the Council with respect to the traffic problem which was taking place on Avon Avenue and Stratford Place. He said the problem had resulted when Avon Avenue had been made into a one-way street, starting on Stratford Place. He noted this situation posed a dangerous problem in the neighborhood. (He submitted a diagram of the problem to the Members of the Council) He felt one way to help the situation was by putting a blinking light on the corners of Stratford and Avon. He indicated there were reflectors on the two corners presently but the traffic was not adhering to them. He stressed that the blinking lights would enable the traffic to stop and proceed with caution.

President Grant asked if anyone from the Business Administrator's Office was present. He noticed that no one was present and recognized Miss Linda Hankerson, who was from the Mayor's Office, and passed the information over to her so that Mr. Godbold could have his problem addressed.

Councilman Branch mentioned he had met with Miss Jackson six months ago. He said he had given her some alternatives which could help the situation. One alternative was to have a one-way street; the other was to stop the traffic at Hillside Avenue, where it was coming from Avon Avenue. He added that another way was to direct the traffic off of Avon Avenue, going back to Hillside Avenue and down to Clinton Avenue. He told Mr. Godbold that he had met with Engineering Director Alvin Zach at the pre-meeting conference which was held May 3, 1983 and Mr. Zach had told him that he was going to re-route the traffic at Avon Avenue, by changing the ordinance.

Councilman Payne said there needed to be human input on some of the physical changes. He agreed that there was a dangerous situation in that area. He felt that it was bad business bringing suggestions to the Council "after the fact."

Councilman James believed all of the concerns were timely. He said everyone was talking about hindsight instead of insight. He said the changes were based on Hayes Circle, Avon Avenue, Hillside Avenue, Route 24 and Clinton Avenue. He suggested that the Council should be in receipt of a report to justify the arrangement because the situation would now turn into spending fiscal dollars to correct a situation which had already taken place. He also felt that an evaluation on the existing correction be forwarded to the Council.

Mr. Godbold said millions of tax dollars were spent on the renovation of Stratford Place. All he wanted to see was Stratford Place become a prominent place to live.

Councilman James said he agreed with Mr. Godbold on the traffic problem. He felt the total problem should be looked at, in concert with Mr. Godbold's feedback, so an intelligent decision could be made to rectify the problem.

Councilman Branch did not think it would cost any more money to re-route the traffic. He said this had already been done. All the people want was to have the traffic stopped at Irvine Turner Boulevard and sent over to Clinton Avenue instead of coming over to Hillside Avenue and Stratford Place.

Councilman Tucker said there was a study made. The project on Hayes Circle was funded by the State and Federal Government. He said the problem was that the study was made of Hayes Circle, it was never done for Stratford Place. The concern was for the congestion that was taking place on Hayes Circle. He added that the package was submitted to the Council and accepted by the Council. He stated that the Council was part of the problem. He asked Mr. Godbold if he had met with anyone from the Engineering Department.

Mr. Godbold replied that he had spoken to Mr. Steve Tyrpak. He informed the Council that Mr. Tyrpak had given the community reflectors, which had been torn down.

Councilman Tucker said he supported the position raised by Councilman Branch. He said the Council could change the traffic flow on that street, by ordinance. He declared that if Mr. Zach did not have that ordinance ready for the next Council meeting, he would join Councilman Branch in changing the ordinance themselves.

Councilman Payne felt the State had to have some rationale in designing the roadways. He wanted to know why the State had recommended the traffic flow for that particular street.

President Grant informed Mr. Godbold that Miss Hankerson would follow up on his problem. He stated as far as the ordinance was concerned, Councilman Branch was on top of that. He said he supported Councilman Branch and Mr. Godbold's problem and he assured Mr. Godbold that whatever was necessary to help ease the flow of traffic would be done in order to solve the problem.

6-HC-b.

REVEREND GEORGE RYDER, 151 WASHINGTON STREET, NEWARK, NEW JERSEY, COORDINATOR, TEEN HEALTH EDUCATION PROGRAM AT PLANNED PARENTHOOD IN ESSEX COUNTY, addressed the Council in hope to have Wednesday, May 18, 1983, as "Teen Life Day" in Newark. He indicated the conference, which would involve 250 Newark students, would be held at an all-day session at Essex County College. He explained that the workshop for that day would focus on the vital and critical issues concerning home-life, school-life and teen sexuality issues of the young people. He added that Teen meant Talented Educated Exceptional in Newark. He wanted the Council to join the sponsors of the conference in providing the needed incentive and positive recognition in helping guarantee more young people a sense of meaningful participation in the social integrity of their community. He felt the Council could do this by designating May 18, 1983 as "Teen Life Day" in the City. He asked the Council if they could do such a thing by putting it in the form of a resolution. He also asked the Council if they could help him meet conference expenses for the presentation fees.

Reverend Ryder noted he only needed the amount of \$300. but would accept \$200. to defray the cost of presenters fees.

President Grant confirmed that the Council would entertain the adoption of such a resolution. He thought it was something positive for the City of Newark. He mentioned nine speakers who were sitting on the dais that might come to Reverend Ryder gratis.

Councilman Payne agreed with Reverend Ryder that society was in the hands of the young people. He felt this was a step in the right direction.

Councilwoman Villani complimented Reverend Ryder on his efforts. She thought it was a great idea. She asked Reverend Ryder to make himself known to the children of St. Rocco's School who were present in the audience.

A motion to consider Resolution 7-R-g at this time was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION RECOGNIZING AND COMMENDING CHARLES L. WHIGHAM AND CITY NATIONAL BANK OF NEW JERSEY ON ITS ANNUAL CITY NATIONAL ELEMENTARY TRACK MEET FESTIVAL.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Branch called Mr. Whigham to the podium and presented him with a suitably inscribed resolution on behalf of the Members of the Council.

President Grant noted that prior to Mr. Whigham becoming President and Chief Executive Officer of City National Bank he was also and still is a moving force at the Whigham Funeral Home. He also said that Mr. Whigham "was the last gentleman to let you down."

President Grant read the following resolution:

WHEREAS, one of the strengths of the City of Newark through good times and bad has been the variety and diversified roles which members of the business community have played in providing meaningful and educational experiences for the youth of Newark; and

WHEREAS, the youth of Newark need and deserve creative and educationally sound value-oriented programs which develop and enhance their ability to meet the challenges and demands set by themselves and their environment; and

WHEREAS, City National Bank of Newark, New Jersey, under the sponsorship of its President and Chairman of the Board of Directors, Charles L. Whigham, has, through its Annual City National Elementary Track Meet Festival, brought great honor and esteem to the City of Newark and perhaps most importantly, brightened the lives of numerous children; and

WHEREAS, the City of Newark recognizes the Annual City National Elementary Track Meet Festival as a challenging and gratifying event which provides students with an opportunity to proudly represent their school and their community;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby salute and commend City National Bank of New Jersey on its 3rd Annual Elementary Track Meet Festival and extends sincere gratitude and appreciation to its distinguished President and Chairman of the Board, Charles L. Whigham for his unselfish and tireless contributions to the youth of Newark.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Charles L. Whigham and City National Bank of New Jersey in commemoration of this occasion.

May 4, 1983

Mr. Whigham accepted the resolution on behalf of the institution, City National Bank. He indicated to everyone present that it was a joy to make those events possible. He hoped those events became a long and continuous relationship as it helped to develop the youth of the community. He again thanked the Council.

Councilman Branch mentioned that 1,000 children participated in the event and that it was the 3rd meet of its kind. He congratulated Mr. Whigham for taking part in the educational system for the young people in the City of Newark.

Councilman Martinez said that Mr. Whigham was always a gentleman and that everyone always had a nice word to say about him.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to permit Tisha McKenzie, Darrell Hairston, Donna Bryant, Vincent Goods, Karma Brown, Lou Holzer, Chester Dukes and Lois Smith under "Hearings of Citizens" was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilwoman Villani explained the children were from St. Rocco's School. She added that on April 22, 1983, the students portrayed Members of the Council while using the Council Chambers and had taken over the role of solving City problems. She said she explained to the children that the Council had a problem which they could not solve, the problem of day and night Council meetings. She said the children had discussed the problem, voted on it and wanted to be heard as citizens at the meeting of May 3, 1983 to deliver their responses.

Councilman Tucker stated he was glad that the students were present to speak to the Council. He indicated to the children that this was an issue which must be voted on by Members of the Council only. He hoped that this would not develop into a biased agenda.

6-HC-c. MS. TISHA MCKENZIE, 129 SOUTH MUNN AVENUE, NEWARK, NEW JERSEY, stated she was present in reference to changing the Council meetings from day to night. She said this would not benefit her as a school student because she would not be able to attend the meetings if they were held at night. She felt that children, like herself, would not be able to learn about City Government if they could not attend those meetings.

6-HC-d. MR. DARRELL HAIRSTON, 384-A HUNTERDON STREET, NEWARK, NEW JERSEY, stated he was present to discuss the changing of day and night meetings. He felt it should not be done because his mother worked at night and she would not be able to attend the meetings.

6-HC-e. MS. DONNA BRYANT, 212 SOUTH 11TH STREET, NEWARK, NEW JERSEY, said she favored the fact that there were day and night meetings. She did not think that having all night meetings would be fair to the people in the community working that hour of the night. She thanked Councilwoman Villani for providing the chance to speak to the Council.

May 4, 1983

6-HC-f.

MR. VINCENT GOODS, 660 SOUTH 12TH STREET, NEWARK, NEW JERSEY, addressed the Council with respect to changing the Council meetings from day to night. He mentioned his grandmother worked at night and he felt it would be unfair for her not to be able to attend the meetings. He also felt it would be unfair for himself not to be able to attend the meetings if they were held only at night. He thanked Councilwoman Villani for having the children present.

6-HC-g.

MS. KARMA BROWN, 402 FABYAN PLACE, NEWARK, NEW JERSEY, said she was present on April 22, 1983 as a guest of Councilwoman Villani. She stated she was disappointed to know that Councilman Rice wanted all of the meetings to be held at night. She felt it would be unfair for the citizens who were unable to attend the meetings. She mentioned she attended meetings with her mother and would like to continue to do so. She believed the only way to do that was to have meetings during the day.

6-HC-h.

MR. LOUIS HOLZER, IVY HILL AND TUXEDO PARKWAY, NEWARK, NEW JERSEY, addressed the Council with respect to public safety in the City of Newark and the problem of drugs and burglaries around the area of Vailsburg High School.

Mr. Holzer was speaking to the Council on behalf of the Council of the Vailsburg Block Association and as Co-Chairman of the Civic Affairs Committee of the Ivy Hill Neighborhood Association. Mr. Holzer mentioned that he was going to attend a meeting with the Mayor and Director of Public Safety to discuss issues which have arisen in the neighborhood in view of the cutbacks which were indicated in the City Budget. He asked the Council's help in trying to get the area near the high school patrolled.

Councilman Carrino said there was no way the Police Department could provide what Mr. Holzer was seeking. He stated there should be police presence at every high school. The only way this could happen was if more policemen were hired.

Councilman Martinez indicated every high school had the same problem. He said this problem was an Administrative prerogative.

Councilman James said the Council had been supportive in increasing police service for the City. He stated that policemen could be placed on every corner in the City and the crime would not decrease. He felt the solution to the problem was more police presence.

Councilman Payne commended the children of St. Rocco's School. He said he had never seen a better display of talent before.

Councilman Tucker thanked the children for being present. He said it was important to develop their participation in government.

6-HC-i.

MISS LOIS HILL, 319 SMITH STREET, NEWARK, NEW JERSEY, addressed the Council with respect to more police.

President Grant asked Miss Hill if she had been to Mayor Gibson's Office with her problem.

Miss Smith replied that the Mayor had not considered to meet with her group.

President Grant suggested Miss Smith meet with Miss Linda Hankerson of the Mayor's Office. He indicated that the Council had done its part in increasing dollars for more police.

Councilman Tucker mentioned the Council made a suggestion for a study to be made on the Police Department and how better police services could be provided in the City. He said the study was funded by the Federal Government. It started two months ago and the result would be made public when it was final.

May 4, 1983

Councilman Rice thanked Miss Smith for being present and assured her that he would not walk away from crime in the West Ward.

Councilman James stated that police problems were all around the community. He mentioned that the Council went to court to try and increase the Table of Organization, but failed. He said Mayor Gibson was the only person who could do that. He suggested more conversations at Administrative meetings and more lobbying with the Chief Executive Officer.

Councilman Martinez noted that since January of 1983 twenty-five superior officers submitted their retirement papers.

Councilman Payne mentioned he visited the high schools around the City and saw the problems which were occurring.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF THOMAS J. HARPER, INC., A.G. MAZZOCCHI, INC. AND BUJAC DEMOLITIONS INC., PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO THOMAS J. HARPER, INC., 257 NORTH GROVE STREET, EAST ORANGE, FOR DEMOLITION OF 81 CRANE STREET AND REAR BUILDINGS; 88 CRANE STREET AND REAR BUILDINGS; 109, 111-113 AND 115-7TH AVENUE; 38 AND 40 STONE STREET, SUM OF \$28,700.; A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, FOR DEMOLITION OF 10-12 AND 14 WOOD STREET, SUM OF \$8,775. AND BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, FOR DEMOLITION OF 20 WOOD STREET AND 56 JACOB STREET, SUM OF \$4,344.; ALL LOWEST RESPONSIBLE BIDDERS, IN ACCORDANCE WITH THEIR PROPOSAL AND SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. I, VI, VIII AND 1983 TEMPORARY BUDGET/CONTRACT DEMOLITION).

(Copy of resolution and correspondence submitted to each Member of the Council)
(Mr. Alvin Zach, Engineering Director met with Council May 3, 1983)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-b.

RESOLUTION RATIFYING CONTRACT WITH GIGI KENNELS, FOR PERIOD APRIL 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH GIGI KENNELS, 900 PASSAIC AVENUE, EAST NEWARK, ONLY RESPONSIBLE BIDDER, FOR PROVIDING ANIMAL SHELTER SERVICES, FOR PERIOD MAY 5, 1983 TO MARCH 31, 1984, FOR SUM OF \$60,000., IN ACCORDANCE WITH BID SPECIFICATIONS; \$15,000. APPROPRIATED TO COMMENCE THIS SERVICE AS NEEDED DURING CONTRACT PERIOD; BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS FOR THE FISCAL YEAR AND PART SHALL BE RAISED IN 1983 DOG CONTROL REVENUE TO CONTINUE THE SERVICE. (THERE SHALL BE NO AMENDMENT OR CHANGE IN TERMS OF THIS CONTRACT WITHOUT APPROVAL OF MUNICIPAL COUNCIL).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.
Absent During Roll Call: Councilmen Carrino, Rice, Tucker.

7-R-c.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR LABORATORY DIAGNOSTIC SERVICES, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-d.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF PETER JUZEFYK EXCAVATING CO., ARTKO WRECKING CO., THOMAS J. HARPER, INC. BUJAC DEMOLITIONS, INC., A.G. MAZZOCCHI, INC. AND GIORDANO COMPANY, INC.; PURSUANT TO N.J.S.A. 40A:11-6, FOR DEMOLITION OF BUILDINGS; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO GIORDANO CO., INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, 6 STRUCTURES, SUM OF \$17,150.; A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, 29 MADISON AVENUE A/K/A 48 RIDGEWOOD AVENUE, SUM OF \$4,675.; BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, 4 STRUCTURES, SUM OF \$30,366.; THOMAS J. HARPER, INC., 257 NORTH GROVE STREET, EAST ORANGE, 3 STRUCTURES, SUM OF \$4,600.; PETER JUZEFYK EXCAVATING CO., 428 EDGAR ROAD, ELIZABETH, 4 STRUCTURES, SUM OF \$14,510.; ARTKO WRECKING CO., 117 PROSPECT AVENUE, BAYONNE, 130 14TH AVENUE, SUM OF \$3,333.; ALL LOWEST RESPONSIBLE BIDDERS, IN ACCORDANCE WITH PROPOSAL AND SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. VIII, DEMOLITION FUND.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. Alvin Zach, Engineering Director met with Council May 3, 1983)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-e.

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE AN APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$1,000,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS (ALL JERSEY EXPRESS COMPANY - PURPOSE OF CONSTRUCTION OF A WAREHOUSE AND DISTRIBUTION FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS, PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACTION GRANT PROGRAM REGULATIONS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Elton Hill, Mr. Leo Schwartz, Assistant Corporation Counsel and Newark Economic Development Corporation Executive Director and Secretary Alfred Faiella met with Council April 26, 1983)

(This resolution was adopted at a Special Meeting held April 26, 1983)

7-R-f.

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION TO FILE APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$625,000. UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS (B & B ENCLOSED MALL - FOR DEVELOPMENT OF FOOD MARKET AND EATING FACILITIES WITH SAID APPLICATION INCLUDING A PROJECT DESCRIPTION, SUMMARY, BUDGET, MAPS AND SUPPORTING MATERIALS PREPARED IN COMPLIANCE WITH REQUIREMENTS OF THE ACT AND THE URBAN DEVELOPMENT ACT GRANT PROGRAM REGULATIONS)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Elton Hill, Mr. Leo Schwartz, Assistant Corporation Counsel and Newark Economic Development Corporation Executive Director and Secretary Alfred Faiella met with Council April 26, 1983)

(This resolution was adopted at a Special Meeting held April 26, 1983)

1439

7-R-g.

RESOLUTION RECOGNIZING AND COMMENDING CHARLES L. WHIGHAM AND CITY NATIONAL BANK OF NEW JERSEY ON ITS ANNUAL CITY NATIONAL ELEMENTARY TRACK MEET FESTIVAL.

(For action on this resolution see page 35 in the minutes of this meeting)

7-R-h.

RESOLUTION AMENDING RESOLUTION 7-R-s, SEPTEMBER 19, 1962, AGREEMENT WITH PASSAIC VALLEY SEWERAGE COMMISSIONERS, BY TERMINATING CONSTRUCTION AND DISPOSAL OF SEWERAGE FROM THE MUNICIPAL SOUTH SIDE INTERCEPTOR SEWER INTO THE PASSAIC VALLEY SEWER AT ITS PUMPING STATION. (AS RESULT OF CHANGES IN FEDERAL REGULATIONS PERTAINING TO TREATMENT FACILITIES, THIS CONTRACT HAS BEEN RENDERED INVALID)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Elton Hill, Engineering Director Alvin Zach and Mr. Glenn Grant, Assistant Corporation Counsel met with Council April 26, 1983)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Villani, President Grant.
No: Councilman Tucker.
Absent During Roll Call: Councilmen Carrino, Payne, Rice.

7-R-i.

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL URGING CITIZENS IN THE CITY OF NEWARK TO PARTICIPATE IN THE MARCH ON WASHINGTON THAT IS SPONSORED BY THE MARTIN LUTHER KING JR. CENTER FOR SOCIAL CHANGE ON AUGUST 27, 1983.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen Carrino, Payne, Rice.

7-R-j.

RESOLUTION RECOGNIZING AND COMMENDING COUNCILMAN ANTHONY CARRINO FOR MANY YEARS OF DISTINGUISHED SERVICE IN PUBLIC OFFICE AND IN COMMUNITY LIFE.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen Carrino, Rice.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$15,144.10 PAYABLE TO VINCENT A. SQUATRITO AND WILLIAM J. EWING, ESQ., HIS ATTORNEY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, ESSEX COUNTY, SEEKING LEGAL FEES ALLEGEDLY DUE FOR SERVICES RENDERED TO MR. SQUATRITO WITH RESPECT TO CRIMINAL COMPLAINTS DETERMINED BY THE COURTS RELATED TO EMPLOYMENT WITH NEWARK POLICE DEPARTMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.
Absent During Roll Call: Councilmen Carrino, Rice.

7-R-1.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$15.00 PAYABLE TO MUNICIPAL COURT, TOWN OF KEARNY, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON OR ABOUT OCTOBER 21, 1982, DEMOLITION TRUCK OWNED BY CITY WAS FOUND BEING OPERATED IN KEARNY WITHOUT A COVER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President

Grant.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-m.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR CARPET CLEANING, DEPARTMENT OF GENERAL SERVICES, PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.

No: Councilman Tucker.

Absent During Roll Call: Councilmen Carrino, Rice.

7-R-n.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR INSTALLATION OF REMOTE METER READING DEVICES, DEPARTMENT OF WATER UTILITIES, DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO RATIFY CHANGE ORDER #1 IN AMOUNT OF \$13,255.50; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER #2 IN AMOUNT OF \$3,937.50; FUNDS FOR VIRGINIA STREET PUMPING STATION - EMERGENCY WATER INTERCONNECTION PROVIDED BY NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, PURSUANT TO P.L. 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-p.

RESOLUTION APPOINTING SPECIAL POLICE OFFICERS FOR YEAR ENDING DECEMBER 31, 1983. (2) (RONALD H. IACOBUCCI AND MICHAEL JOHNSON)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman Carrino.

May 4, 1983

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CLAUDE WALLACE, PERSONNEL TECHNICIAN, DEPARTMENT OF ADMINISTRATION, DIVISION OF PERSONNEL, FOR PERIOD BEGINNING APRIL 13, 1983 AND ENDING OCTOBER 13, 1983. (TO WORK IN CITY CLERK'S OFFICE- FIRST LEAVE BEGAN APRIL 13, 1981)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EMMA GARCIA, SENIOR CLERK STENOGRAPHER, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR PERIOD BEGINNING MARCH 30, 1983 AND ENDING SEPTEMBER 30, 1983. (ANOTHER CITY POSITION - FIRST LEAVE BEGAN SEPTEMBER 30, 1974)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-s.

RESOLUTION RATIFYING CONTRACT WITH NORTH WARD CENTER, INC. FOR PERIOD APRIL 25, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH NORTH WARD CENTER, INC. FOR A SECRETARIAL SKILLS TRAINING PROGRAM FOR 41 PARTICIPANTS, FOR TOTAL AMOUNT NOT TO EXCEED \$61,500.; FOR PERIOD MAY 5, 1983 TO SEPTEMBER 2, 1983; SOURCE OF FUNDS - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Carrino.

At a later time in the meeting Councilman Carrino requested his vote be recorded in the affirmative.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

7-R-t.

RESOLUTION RATIFYING CONTRACT WITH CENTRONICS CORPORATION FOR PERIOD APRIL 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING POLICE DIRECTOR TO EXECUTE AGREEMENT WITH CENTRONICS CORPORATION, ONE WALL STREET, HUDSON, NEW HAMPSHIRE, FOR MAINTENANCE SERVICE FOR NINE MODEL 501 PRINTERS SITUATED IN POLICE DEPARTMENT LOCATIONS, MAXIMUM AMOUNT OF CONTRACT IS \$7,488., FOR PERIOD MAY 5, 1983 TO MARCH 31, 1984; SAID FUNDS ENCUMBERED IN 1983 POLICE DEPARTMENT OPERATING BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Carrino.

May 4, 1983

7-R-u.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, FOR REMOVAL OF TREE STUMPS IN VARIOUS PARTS OF THE CITY, CONTRACT 83-13, IN AMOUNT OF \$3,000., LOWEST RESPONSIBLE BID RECEIVED; FUNDS PROVIDED IN 1983 OPERATING BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-v.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH INTERNATIONAL GUNITE, INC. 7925 HILL AVENUE, PITTSBURGH, PA., FOR REHABILITATION OF MUNICIPAL SEWERS, SECTION II, CONTRACT 82-47, LOWEST RESPONSIBLE BID RECEIVED, FOR TOTAL SUM OF \$536,547.38; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS FOR PROJECT PROVIDED IN CAPITAL FUNDS/WATER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-w.

RESOLUTION REJECTING BIDS RECEIVED JANUARY 25, 1983, SINCE BIDS EXCEEDED AMOUNT OF FUNDS AVAILABLE; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, ONLY RESPONSIBLE BID RECEIVED, FOR STREET TREE PRUNING OF 500 TREES; 100 EACH IN NORTH, SOUTH, EAST, WEST AND CENTRAL WARDS, AMOUNT OF CONTRACT IS \$14,500.; FUNDS PROVIDED IN 1983 TEMPORARY BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani.

No: Councilman Tucker, President Grant.

Not Voting: Councilman Payne.

Absent During Roll Call: Councilman James.

7-R-x.

RESOLUTION RATIFYING CONTRACT WITH AKF PEST CONTROL, INC. FOR PERIOD MAY 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH AKF PEST CONTROL, INC., 325 10TH AVENUE, PATERSON, LOWEST RESPONSIBLE BID RECEIVED, FOR PROVISION OF EXTERMINATING SERVICES, FOR PERIOD MAY 5, 1983 TO APRIL 30, 1984; \$5,220. HAS BEEN ENCUMBERED IN 1983 TEMPORARY BUDGET TO COMMENCE THIS SERVICE AS NEEDED DURING THE CONTRACT PERIOD AND BALANCE TO BE ENCUMBERED IS CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen James, Payne, Tucker.

May 4, 1983

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$5,000. PAYABLE TO DANIEL EADDY AND FREEMAN AND BASS, HIS ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON JANUARY 27, 1981, MR. EADDY, RESIDING AT 348 SOUTH 9TH STREET, NEWARK, SUSTAINED PERSONAL INJURIES AS RESULT OF ALLEGED NEGLIGENCE BY CITY WHEREBY MR. EADDY'S VEHICLE STRUCK AN OPEN SEWER CAVE-IN AT INTERSECTION OF BRANFORD PLACE AND WASHINGTON STREET. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.
 Absent During Roll Call: Councilmen James, Payne, Tucker.

7-R-z.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO ACCEPT SUM OF \$12,500. FROM P.T. AND A.B. WILLNER, E & R BENNETT AND WERN CORPORATION, PREVIOUS OWNERS OF RECORD OF 441-443 SPRINGFIELD AVENUE, BLOCK 2607, LOTS 53 AND 54, FROM PROCEEDS OF FIRE INSURANCE COVERAGE AS CONSIDERATION FOR THE CITY TO RETAIN OWNERSHIP OF SUBJECT PROPERTY AND TO RELEASE P.T. AND A.B. WILLNER, E & R BENNETT AND WERN CORPORATION FROM PERSONAL LIABILITY FOR DEMOLITION CHARGES PERTAINING TO DEMOLITION OF BUILDING ON SAID PREMISES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.
 Absent During Roll Call: Councilman Tucker.

7-R-ba.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECKS IN THE FOLLOWING AMOUNTS IN SETTLEMENT OF CLAIM BY NEWARK SUPERIOR OFFICERS' ASSOCIATION FOR COMPENSATORY TIME DUE: ROBERT MCGONIGEL - \$850.07; JOHN J. MULVEY - \$1,750.23; ESTATE OF JAMES R. MURRAY - \$263.76; THOMAS O'BEIRNE - \$729.60; JOHN RENO - \$199.44, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL. (COMPENSATION FOR OVERTIME PRIOR TO RETIREMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Villani, President Grant.
 Absent During Roll Call: Councilmen James, Tucker.

7-R-bb.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$6,923.40 PAYABLE TO D. RICHARD RAMONDINI, AFTER RECEIPT OF APPROPRIATE RELEASES AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. RAMONDINI, ACTING MANAGER, DIVISION OF PUBLIC BUILDINGS, CLAIMED COMPENSATION DUE FOR OVERTIME, UNUSED SICK DAYS AND UNUSED VACATION LEAVE PRIOR TO HIS RESIGNATION APRIL 2, 1982, PURSUANT TO N.J.S.A. 11:24-1 AND NEWARK R.O. 2:14-5.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to return this resolution to Administration, per their request, was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-bc.

RESOLUTION RATIFYING CONTRACT WITH TAGGART TOWING, INC., FOR PERIOD FEBRUARY 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH TAGGART TOWING, INC., 110 EVERGREEN AVENUE, NEWARK, ONLY RESPONSIBLE BID RECEIVED, FOR PROVISION OF TOWING AND STORAGE OF ABANDONED VEHICLES IN SOUTH DISTRICT, FOR PERIOD MAY 5, 1983 TO JANUARY 31, 1984; \$12,000. TO BE PAID IN QUARTERLY PAYMENTS AS FOLLOWS: FEBRUARY 1, 1983 - \$3,000.; MAY 1, 1983 - \$3,000.; AUGUST 1, 1983 - \$3,000.; NOVEMBER 1, 1983 - \$3,000.; MONIES RECEIVED BY CITY OF NEWARK SHALL BE DEPOSITED AND WILL BECOME PART OF GENERAL FUNDS OF THE CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch.

Councilman Payne mentioned there was some inconsistency going on between the City and the County with their towing charges. He wanted to know if any discussions were held in reference to the discrepancy of cars which were towed in the City even though they were being towed on County roads.

Councilman Carrino informed the Council that the County Highway Authority told him that they were going to give most of the people rebates up to \$50.00. He stated that the City Purchasing Agent was working with the County to have the fees made the same.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-bd.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR LEASING OF DEMOLITION TANDEM DUMP TRUCKS WITH DRIVERS - 1983, DEPARTMENT OF ENGINEERING, NEWARK DEMOLITION TEAM; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-be.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF THE ELGATE CORPORATION; PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH THE ELGATE CORPORATION, 613 RIDGE ROAD, LYNDHURST, LOWEST RESPONSIBLE BID RECEIVED, FOR PROJECT KNOWN AS 16TH AVENUE EMERGENCY SEWER REPAIR, FOR TOTAL SUM OF \$21,800.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS PROVIDED IN 1983 TEMPORARY BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 4, 1983

7-R-bf.

RESOLUTION RATIFYING CONTRACT WITH C & J TOWING SERVICE, FOR PERIOD FEBRUARY 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH C & J TOWING SERVICE, 183 ORANGE STREET, NEWARK, ONLY RESPONSIBLE BID RECEIVED, FOR PROVISION OF TOWING AND STORAGE OF ABANDONED VEHICLES IN NORTH DISTRICT, FOR PERIOD MAY 5, 1983 TO JANUARY 31, 1984; \$12,000. TO BE PAID IN QUARTERLY PAYMENTS AS FOLLOWS: FEBRUARY 1, 1983 - \$3,000.; MAY 1, 1983 - \$3,000.; AUGUST 1, 1983 - \$3,000.; NOVEMBER 1, 1983 - \$3,000.; MONIES RECEIVED BY CITY OF NEWARK SHALL BE DEPOSITED AND WILL BECOME PART OF GENERAL FUNDS OF CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg.

RESOLUTION EXPRESSING PROFOUND SORROW AND REGRET UPON THE DEATH OF MRS. LOUISE SCOTT ROUNDTREE, A LONGTIME RESIDENT AND BUSINESSWOMAN IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.
(A.S.)

RESOLUTION COMMENDING CAPTAIN CHARLES KNOX, COMMANDER OF THE SOUTH DISTRICT POLICE STATION, FOR HIS COURAGEOUS HANDLING OF A HOSTAGE AND ARMED ASSAILANT INCIDENT.

(For action on this resolution see page 19 in the minutes of this meeting)

7-R-bi.
(A.S.)

RESOLUTION MEMORIALIZING THE MILLIONS OF PEOPLE WHO DIED IN THE UKRAINE DURING THE 1932-1933 ARTIFICIAL FAMINE IMPOSED BY THE SOVIET UNION.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.
(A.S.)

RESOLUTION RECOGNIZING AND CONGRATULATING NEWARK LODGE 21, BENEVOLENT AND PROTECTIVE ORDER OF ELKS, IN THE 100TH ANNIVERSARY OF ITS FOUNDING.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-cb, NOVEMBER 23, 1982, BY RATIFYING CONTRACT FROM MAY 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK DAY CENTER, FOR PURPOSE OF COMPLETING REHABILITATION WORK ON 305 HALSEY STREET, FOR PERIOD MAY 5, 1983 TO JULY 30, 1983; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 4, 1983

7-R-bl.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING ELMER J. HERRMANN, SR., CLERK OF THE ESSEX COUNTY BOARD OF ELECTIONS, FOR 50 YEARS OF DISTINGUISHED SERVICE TO THE PEOPLE OF NEWARK AND OTHER COMMUNITIES IN ESSEX COUNTY.

(For action on this resolution see page 2 in the minutes of this meeting)

7-R-bm.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MRS. ANNETTE O'FLAHERTY, PUBLIC INFORMATION OFFICER FOR THE ESSEX COUNTY DEPARTMENT OF CITIZEN SERVICES, FOR HER INNUMERABLE CONTRIBUTIONS TO THE WELLBEING AND ADVANCEMENT OF THE PEOPLE OF NEWARK.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.
(A.S.)

RESOLUTION REQUESTING THE GREATER NEWARK CHAMBER OF COMMERCE TO REVIEW A REPORT ENTITLED, "BANK DEPOSITORIES AND LOAN RESPONSES" COMPILED BY THE MUNICIPAL DEPARTMENT OF FINANCE AND FORWARDED TO THE MUNICIPAL COUNCIL.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO AN AGREEMENT WITH H.C. COPELAND ADMINISTRATIVE SERVICES, TO DRAFT A DEFERRED COMPENSATION PLAN THAT WILL MEET WITH APPLICABLE GUIDELINES OF INTERNAL REVENUE SERVICE AS WELL AS REQUIREMENTS PROMULGATED BY NEW JERSEY DIVISION OF LOCAL GOVERNMENT SERVICES; NO MUNICIPAL FUNDS REQUIRED.

A motion to defer action on the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF NON-RESIDENTIAL PROPERTY LOCATED AT 195 BLOOMFIELD AVENUE, BLOCK 536, LOT 1, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-14 (a) AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-ch, APRIL 20, 1983, INSTALLMENT AGREEMENT WITH NEWARK INSTITUTE OF URBAN PROGRAMS, INC., BY CHANGING PARAGRAPH 1 TO READ AS FOLLOWS: DOWN PAYMENT OF 10% OR \$2,400.; SIXTY (60) EQUAL MONTHLY INSTALLMENTS OF \$360.; FIRST INSTALLMENT TO COMMENCE ON JUNE 1, 1983; FINAL INSTALLMENT TO BE PAID ON MAY 1, 1988; ALL OTHER TERMS AND CONDITIONS SHALL REMAIN IN FULL FORCE AND EFFECT.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 4, 1983

7-R-br.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-bd, DECEMBER 8, 1982, BY RATIFYING CONTRACT FROM MAY 1, 1983 TO MAY 4, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEW HOPE DEVELOPMENT CORPORATION, FOR PURPOSE OF CONTINUING MINORITY CONTRACTORS AND CRAFTSMAN ASSOCIATION, FOR PERIOD MAY 5, 1983 TO MAY 31, 1983; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs.
(A.S.)

RESOLUTION DESIGNATING MAY 18, 1983, AS "TEEN LIFE IN NEWARK DAY" IN RECOGNITION OF A CONFERENCE FOR HIGH SCHOOL STUDENTS THAT DAY AT ESSEX COUNTY COLLEGE, AND COMMENDING THE REVEREND GEORGE RYDER, CHAIRMAN AND ALL ORGANIZATIONS AND INDIVIDUALS INVOLVED IN THIS WORTHY ENDEAVOR.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bt.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION WITH SECRETARY OF THE DEPARTMENT OF THE INTERIOR THROUGH THE NATIONAL PARK SERVICE, REGIONAL OFFICE FOR A REHABILITATION GRANT IN SUM OF \$980,000.; CITY OF NEWARK TO PROVIDE 30% LOCAL SHARE OF THE TOTAL PROJECT COSTS IN SUM OF \$420,000.; TOTALLING \$1,400,000. FOR THE PROPOSED REHABILITATION OF THE IRONBOUND RECREATION CENTER; FUNDS PROVIDED IN MUNICIPAL CAPITAL BUDGET APPROPRIATIONS OF 1983 AND ALSO FUNDING THROUGH STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION'S GREEN ACRES PROGRAM.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION WITH COMMISSIONER OF ENVIRONMENTAL PROTECTION FOR A GRANT AMOUNT OF \$64,000. EQUAL TO 10% OF THE ESTIMATED EXTERIOR REHABILITATION COSTS (DEVELOPMENT OF LANDS FOR OUTDOOR RECREATION/CONSERVATION PURPOSES - IRONBOUND RECREATION CENTER); ANNUAL OPERATING COSTS ESTIMATED AT \$350,000. ONCE IT IS REHABILITATED.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a.

A MOTION CRITICIZING THE TREMENDOUS AMOUNT OF DEBRIS, STONES AND MOUNDS OF DIRT THAT HAS ACCUMULATED IN THE AREA OF 705-715 SOUTH ORANGE AVENUE ADJACENT TO BRADLEY COURT AND THE NEWLY CONSTRUCTED BRADLEY II HOUSING COMPLEX, was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 4, 1983

1448

7-M-b.

A MOTION NOTIFYING THE ESSEX COUNTY BOARD OF FREEHOLDERS OF THE COUNCIL'S OPPOSITION TO THE PLANNED CONVERSION OF THE BRANCH BROOK PARK SKATING ARENA INTO A VELODROME, was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION REQUESTING THAT THE CITY'S HUMAN RIGHTS COMMISSION INVESTIGATE THE COMPLAINTS OF THE RESIDENTS LIVING ON THE 259-301 BLOCK OF HIGH STREET REGARDING THE BEHAVIOR OF PERSONS LIVING IN AND FREQUENTING THE FRATERNITY HOUSES LOCATED ON THAT SAME BLOCK, was made by Councilman James, seconded by President Grant.

Councilman James requested the following memorandum from Mr. Jacob B. Johnson, III, Office Supervisor, Public Service Electric and Gas Company be read into the record:

PSEG

| Office Supervisor

4/29/83

Sharpe,

*Per our conversation
attached is a copy
of the petition signed
by the private homeowners
on the block.*

*Thanking you in
advance for your interest
and cooperation. JBJ*

Jacob B. Johnson, III (201) 430-5830

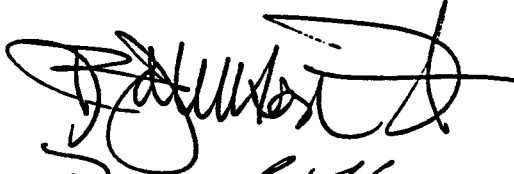
High Street Block Assoc.
Newark, N.J.

Dear Sir,

Be advised that we, as homeowners within the historic district of Newark, located 259-301 High Street, hereby protest the behavior of the Fraternity Houses located on our block.

We are subjected to wild, weeknight parties, drinking in the street, excessive littering, foul language, loitering, and above all, property damage by the fraternity brothers and their guests.

We the undersigned demand that you, as our councilperson put an end to the abusive behavior and disrespect to our neighborhood.

 283 High St.
 James R. Hogan 297 High St.
 Mary Liberatore 261 High St.
 James Laventier 267 High St. 0702
 Pete Macomber 301 High St.
 Dell H. Hague 297 1/2 High St.
 H. Barbara Zies 275 High St.
 H. Barbara Zies 287 High St.
 H. Barbara Zies 289 High St. 291 High St.

The motion was declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION REQUESTING A COPY OF ANY REPORT BY THE STATE COMMISSIONER OF EDUCATION ON HIS VISIT TO CENTRAL HIGH SCHOOL IN NEWARK ON APRIL 29, 1983, was made by Councilman Payne, seconded by President Grant.

Councilman Carrino indicated that during the time the Council was trying to get an Elected School Board they tried to communicate with Mr. Cooperman. Mr. Cooperman never responded to the Council's calls.

Councilman Branch stated that Mr. Cooperman only went to one school. If he had gone to all of the schools in Newark and found the same conditions then he would be in support of Mr. Cooperman's comments.

Councilman Tucker said he did not function under the illusion that Mr. Cooperman's visit was an unprompted one. He believed that what Mr. Cooperman saw was a reality. He agreed that a conversation had to be held with Mr. Cooperman in order to discuss the education formula and the problem with the school children. He felt that the Newark Board of Education had a responsibility in trying to solve the problem.

Councilman James thought Mr. Cooperman's comments dealt specifically with Central High School. He said he was glad that Mr. Cooperman did not go to any other schools because he had heard they were worse. He noted that the student population in the schools was dropping down from 87,000 to 57,000. Yet the school budget was more than the municipal budget. He felt more supervision and more accountability were needed in the school system. He said if the conditions were existing then it meant that it was an indictment in the system.

Councilman Rice said he hoped the situation was not forgotten. He said it was a blessing on how Mr. Cooperman got into the school.

Councilman Payne felt the positive things in the school system should be accentuated.

The motion was declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

7-M-e.

A MOTION REQUESTING DIRECTORS CHEROT AND CAUFIELD TO DISPATCH, WITH ALL DUE HASTE, APPROPRIATE PERSONNEL TO INVESTIGATE AND SUBMIT A REPORT ON THE FINDINGS OF A WAREHOUSE LOCATED AT 225-239 McWHORTER STREET, was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

7-M-f.

A MOTION INVITING COUNTY EXECUTIVE PETER SHAPIRO TO MEET WITH THE MUNICIPAL COUNCIL TO DISCUSS PROPOSALS TO HOLD AN AUTO RACING GRAND PRIX IN ESSEX COUNTY PARK IN NEWARK, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

7-M-g.

A MOTION INVITING THE HONORABLE KENNETH A. GIBSON, MAYOR OF NEWARK AND HONORABLE MILTON A. BUCK AND MR. DANIEL BLUE OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY TO MEET AS SOON AS POSSIBLE WITH MEMBERS OF THE MUNICIPAL COUNCIL TO DISCUSS THE SEPARATION OF REDEVELOPMENT ACTIVITIES FROM THE N.R.H.A., was made by President Grant, seconded by Councilman Tucker.

President Grant felt as elected officials the Council should understand that the art of politics was the art of compromise. He thought there was a reason for suggesting that the Housing Authority be split. One being better living conditions for the tenants.

Councilman Tucker thought that the Council should not ask Mr. Buck to come to another meeting, especially when he kept ignoring all of the other requests. He said this was a slap in the face to the Council. He stated that the Council should go to court and get copies of the Housing Authority minutes.

The motion was declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO INVITE THE OWNERS OF THE IVY HILL APARTMENTS TO APPEAR BEFORE THE COUNCIL IN REFERENCE TO THE CONDITIONS OF THE HOUSING COMPLEX, was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SHEET #17 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27-2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE BLOCKS 2392, 2393 AND 2395A FROM A THIRD INDUSTRIAL ZONED DISTRICT TO A FIRST INDUSTRIAL ZONED DISTRICT."

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Approved by Central Planning Board)

May 4, 1983

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SHEET #1 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27-2-2-) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED, TO CHANGE BLOCKS 813, 845, 846, 849 AND 849A FROM A FIRST INDUSTRIAL ZONED DISTRICT TO A SECOND BUSINESS ZONED DISTRICT, AND BLOCK 844 FROM A SECOND INDUSTRIAL ZONED DISTRICT TO A SECOND BUSINESS ZONED DISTRICT."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this communication see Ordinance 6-F-k on page 9 in the minutes of this meeting)

8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CONTRACTS ADMINISTRATOR)

(New title - Not covered by Civil Service Association - Essex Council #1)
(Contracts Administrator \$16,489.54 - \$20,037.60)
(35 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, President Grant.

No: Councilman Tucker.

Not Voting: Councilmen Carrino, Rice, Villani.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AND SUPPLEMENT THE RENT CONTROL ORDINANCE OF THE CITY OF NEWARK TO ALLOW THE OFFICE OF RENT CONTROL TO ACCEPT APPLICATIONS FOR SENIOR CITIZEN TENANTS AND DISABLED CITIZEN TENANTS FOR PROTECTED STATUS FROM EVICTION RESULTING FROM CONDOMINIUM OR COOPERATIVE CONVERSIONS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DOWNING STREET AS A ONE-WAY STREET."

(Deleting Downing Street, Eastbound, from Jefferson Street to Jackson Street;
Adding Downing Street, Westbound, from Jackson Street to Jefferson Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR THE U.S. 1 AND 9 COMMERCIAL/INDUSTRIAL PLAZA AREA CITY TAX BLOCK 5088, LOT 76."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this communication see Ordinance 6-F-1 on page 9 in the minutes of this meeting)

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 9 (b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW PROVISION."

(Authorizes City Personnel Officer to serve as City Representative on any Health Maintenance Organization contracted by City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and invite Corporation Counsel Teare to the pre-meeting conference, May 17, 1983, was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON OXFORD STREET."

(Oxford Street, West Side, beginning 333 feet south of the southerly curbline of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HIGH STREET."

(High Street, Both Sides, between Orange Street and State Street, at any time. Both Sides, beginning at the southerly curbline of Orange Street and extending 320 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT ASSIGNMENT CLERK AND COUNSELOR, BI-LINGUAL IN SPANISH AND ENGLISH IN THE MUNICIPAL COURTS)

(Change in title only - No salary change - Not covered by Civil Service Association - Essex Council #1)

(Municipal Courts

Assistant Assignment \$15,582.11 - \$18,940.00

Clerk (35 Hours)

Counselor, Bi-Lingual 13,460.92 - 16,360.62)

in Spanish & English

(35 Hours)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR MINORITY BUSINESS AND EMPLOYMENT DEVELOPMENT OFFICER AND TO DELETE THE TITLE AND SALARY RANGE FOR AFFIRMATIVE ACTION OFFICER)

(Change in title only - No salary change - Not covered by Civil Service Association - Essex Council #1)

(Human Rights Commission

Minority Business and Employment 1/1/83 \$26,858.62 - \$32,645.84

Development Officer (35 Hours) 1/1/84 28,201.55 - 34,278.13)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-l.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 12TH STREET."

(North 12th Street, West Side, beginning 140 feet north of the northerly curbline of 1st Avenue and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE ESTABLISHING AN ARSON INVESTIGATION UNIT WITHIN THE FIRE DEPARTMENT OF THE CITY OF NEWARK, PURSUANT TO N.J.S.A. 40A:14-7.1."

(Investigation Unit shall be responsible for conducting investigations of arson, suspicious fires and explosions within the City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading and invite Hon. John Caufield, Fire Director to the pre-meeting conference, May 17, 1983, was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE POSITION TITLES AND SALARY RANGES IN THE DEPARTMENT OF ADMINISTRATION) (7 Positions - Office of Real Property)

(To create 5 new titles and 2 title changes - Title changes include 1 - 15% increase and 1 - 5% increase - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Proposed, "ORDINANCE AMENDING TITLE 2, CHAPTER 15, SECTION 1, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY AMENDING R.O. 2:15-1, RULE THREE ENTITLED 'REGULAR MEETINGS; PLACE OF MEETINGS.'" (Making all Council Meetings at 8:00 P.M. instead of the first Wednesday at 1:00 P.M. and the third Wednesday at 8:00 P.M.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 18, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker.

No: Councilmen Branch, Carrino, Martinez, Villani, President Grant.

A motion to reject this ordinance was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Villani, President Grant.

No: Councilmen Payne, Rice, Tucker.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from April 11, 1983 to April 26, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Benedict's Church	8881
St. Rose of Lima Church	8882
St. Michael's Seton Library Guild	8889
St. Michael's Church	8890

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	8880
Immaculate Conception Church Rosary Society	8883
Church of Our Lady of Good Counsel	8884
Church of Our Lady of Good Counsel	8885
Newark Borinquen Lions Club	8886
Immaculate Conception Church	8887
The Newark Municipal Careerwomen	8888
St. Aloysius Roman Catholic Church	8891
St. Aloysius Roman Catholic Church	8892
St. Aloysius Roman Catholic Church	8893
Immaculate Heart of Mary Church	8894

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker applauded the action of the children from St. Rocco's School who spoke before the Council. He stated he deplored the action of his colleague, Councilwoman Villani, for the manipulation of children for political reasons.

Councilwoman Villani said she was not a manipulator nor a degenerate. She demanded an apology from Donald Tucker. She said manipulators were people who picked people up from their wards to bring them to Council meetings to speak. She said she brought an astute group of children to speak to the Council. She said Councilman Tucker should be ashamed of himself.

Councilman Rice hoped that in the future the ordinance to make all Council meetings at night would be reconsidered.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by President Grant by the following votes:


Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 4, 1983

1456

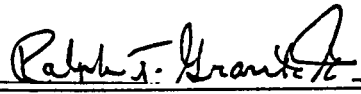
This meeting adjourned at 4:35 P.M.

APPROVED:



Frank D'Ascensio

City Clerk



Ralph T. Grant, Jr.

President

Newark, New Jersey, May 12, 1983

1457

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:52 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated May 9, 1983, from His Honor, Mayor Kenneth A. Gibson, requesting that the Municipal Council convene in special session on Thursday, May 12, 1983 at 10:00 A.M. or as soon thereafter as practical to consider the sale of chapter 74 school bonds.

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 9, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Grant recognized students from Bragaw School and their teachers Miss Davis and Miss Harris and informed the children that this was a special meeting of the Municipal Council and could only be called by the Council President, Mayor or any five members of the Council. President Grant said he hoped the children enjoyed this meeting and would come again to future meetings.

May 12, 1983 #1

RESOLUTIONS.

7-R-a-S-1. RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF SCHOOL BONDS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, INTO TWO COMBINED ISSUES OF BONDS AGGREGATING \$14,763,000 and \$770,000 IN PRINCIPAL AMOUNTS.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

7-R-b-S-1. RESOLUTION AUTHORIZING THE SALE AND DETERMINING THE FORM AND OTHER DETAILS OF \$14,763,000 ADDITIONAL STATE SCHOOL BUILDING AID BONDS PURSUANT TO P.L. 1978, c. 74, THE "ADDITIONAL STATE SCHOOL BUILDING AID ACT" AND \$770,000 QUALIFIED SCHOOL BONDS QUALIFIED PURSUANT TO P.L. 1976, c. 39, THE "SCHOOL QUALIFIED BOND ACT" ALL OF WHICH ARE BONDS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY AND PROVIDING FOR THEIR SALE.

(Copy of resolution and correspondence submitted to each Member of the Council)

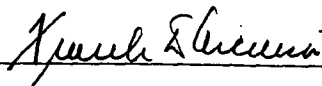
A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

ADJOURNMENT.

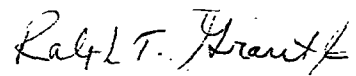
12-a. A motion to adjourn the meeting was made by Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

This meeting adjourned at 12:53 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President



Newark, New Jersey, May 12, 1983

1458

A special meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 12:53 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Rice, Villani, President Grant, City Clerk D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated May 10, 1983, from His Honor, Mayor Kenneth A. Gibson, requesting that the Municipal Council convene in special session on Thursday, May 12, 1983, at 12:00 P.M. or as soon thereafter as practical to consider certain resolutions to transfer funds from various HCDA Years to allow for the needed extension of HCDA VIII.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 10, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule as required by law."

RESOLUTIONS.

7-R-a-S-2. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, FOURTH YEAR (H.C.D.A. IV) FROM VARIOUS AGENCIES TO H.C.D.A., EIGHTH YEAR - \$514,101.76; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

7-R-b-S-2. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, SEVENTH YEAR (H.C.D.A. VII) FROM URBAN RENEWAL-ADMINISTRATION, SALARIES AND WAGES, OTHER EXPENSES TO H.C.D.A., EIGHTH YEAR - \$305,200.39; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

7-R-c-S-2. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, SECOND YEAR (H.C.D.A., II) FROM ACQUISITION OF REAL PROPERTY, SALARIES AND WAGES, OTHER EXPENSES TO H.C.D.A., EIGHTH YEAR - \$151,871.51; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

May 12, 1983 #2

May 12, 1983

7-R-d-S-2. RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, THIRD YEAR (H.C.D.A. III) FROM VARIOUS AGENCIES TO H.C.D.A. VIII - \$154,680.18; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

7-R-e-S-2. RESOLUTION AUTHORIZING TRANSFER OF FUNDS IN THE AMOUNT OF \$151,871.51 FROM H.C.D.A. II, \$154,680.18 FROM H.C.D.A. III, \$514,101.76 FROM H.C.D.A. IV AND \$305,200.39 FROM H.C.D.A. VII FOR TOTAL AMOUNT OF \$1,125,853.84 TO H.C.D.A. VIII TO EXTEND H.C.D.A. VIII UNTIL JULY 1, 1983; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)


A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

ADJOURNMENT.

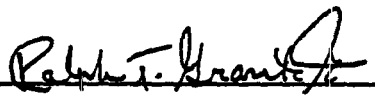
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, James, Rice, Villani, President Grant.

This meeting adjourned at 12:55 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, May 12, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:55 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated May 10, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Thursday, May 12, 1983, at 12:00 Noon or as soon thereafter as Council can convene, in the Council Chamber, second floor, City Hall, Newark, New Jersey, to consider the following Legislation:

Resolution designating certain banks as Depositories for funds of the City of Newark, New Jersey and authorizing investment of idle monies.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 10, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a-S-3. RESOLUTION DESIGNATING TEN (10) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, HOWARD SAVINGS BANK-NEWARK, FIDELITY UNION BANK-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, NEW JERSEY CASH MANAGEMENT FUND-TRENTON, VILLAGE BANK OF NEW JERSEY-SOUTH ORANGE, AND HUDSON CITY SAVINGS BANK-PARAMUS) AND AUTHORIZING INVESTMENT OF IDLE MONIES EFFECTIVE UNTIL AUGUST 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Villani, President Grant.

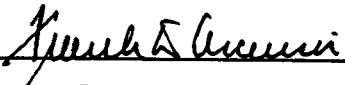
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Councilmen Branch, James, Rice, Villani, President Grant.

This meeting adjourned at 12:56 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President



A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:05 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend A. Johnson, Beulah Grove Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Floyd Bostick, Jr., Sergeant-At-Arms and Ms. Joanne Johnson, Assistant Corporation Counsel.

(Councilman Carrino arrived at 8:20 P.M.)

(Councilman Payne arrived at 8:35 P.M.)

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 10, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR MONTH OF MARCH, 1983.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-b. The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR MONTH OF APRIL, 1983.

A motion that the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator subject to receipt of resolutions for DeCamp Tours and Kent Bus Company, Inc., Bus Transportation, Unit Price was made by Councilman James, seconded by Councilman Branch and declared adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-c. The City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.) GENERATED PRINTOUT REFLECTING RENTAL ACTIVITY OF CITY-OWNED PROPERTY FOR MONTH OF APRIL, 1983, SUBMITTED BY MR. OTTO ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

May 18, 1983

/4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD APRIL 12, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

/4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 30, 1983.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

/4-f.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF THE NEWARK PUBLIC LIBRARY, HELD MARCH 30, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

/4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD MARCH 23, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

/4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD MARCH 23, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

/4-i.

The City Clerk presented COPY OF MINUTES OF RECONVENED MEETING OF MARCH 23, 1983, OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/SOUTH, HELD MARCH 31, 1983.

A motion that the Copy of Minutes of Reconvened Meeting be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

✓
6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET.

(Broad Street, East Side, beginning 234 feet south of the southerly curblin of Edison Place and extending 22 feet southerly therefrom)

Lake Street, East Side, beginning 757 feet south of the southerly curblin of Bloomfield Avenue and extending 24 feet southerly therefrom;

East Side, beginning 168 feet south of the southerly curblin of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

✓
6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON MOTT STREET.

(Mott Street, East Side, beginning 160 feet north of the northerly curblin of Fleming Avenue and extending 24 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

✓
6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 11TH STREET.

(North 11th Street, West Side, beginning 170 feet south of the southerly curblin of 4th Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

May 18, 1983

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY FOR SUPERVISING CLAIMS EXAMINER IN THE DEPARTMENT OF ADMINISTRATION)

(Position formerly funded by HCDA - City adopted position with 1982 salary on February 16, 1983, 6-Ph, S & F-m; 5% increase for 1983 - Not covered by any bargaining unit)

(Personnel Division
Supervising Claims Examiner
(35 Hours)

1/1/83 \$14,956.57 - \$18,178.48)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SHEET #17 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING, (R.O. 27-2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO CHANGE BLOCKS 2392, 2393 AND 2395 A FROM A THIRD INDUSTRIAL ZONED DISTRICT TO A FIRST INDUSTRIAL ZONED DISTRICT.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

6-F-f.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CONTRACTS ADMINISTRATOR)

(New title - Not covered by Civil Service Association - Essex Council #1)

(Contracts Administrator
(35 Hours)

\$16,489.54 - \$20,037.60)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

6-F-g.

The City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT THE RENT CONTROL ORDINANCE OF THE CITY OF NEWARK TO ALLOW THE OFFICE OF RENT CONTROL TO ACCEPT APPLICATIONS FOR SENIOR CITIZEN TENANTS AND DISABLED CITIZEN TENANTS FOR PROTECTED STATUS FROM EVICTION RESULTING FROM CONDOMINIUM OR COOPERATIVE CONVERSIONS.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DOWNING STREET AS A ONE-WAY STREET.

(Deleting Downing Street, Eastbound, from Jefferson Street to Jackson Street.

Adding Downing Street, Westbound, from Jackson Street to Jefferson Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON OXFORD STREET.

(Oxford Street, West Side, beginning 333 feet south of the southerly curbline, of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

May 18, 1983

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HIGH STREET.

(High Street, Both Sides, between Orange Street and State Street, at any time.
Both Sides, beginning at the southerly curbline of Orange Street
and extending 320 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-k.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THEREO. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT ASSIGNMENT CLERK AND COUNSELOR, BI-LINGUAL IN SPANISH AND ENGLISH IN THE MUNICIPAL COURTS)

(Change in title only - No salary change - Not covered by Civil Service Association - Essex Council #1)

(Assistant Assignment Clerk
(35 Hours)

\$15,582.11 - \$18,940.00

Counselor, Bi-lingual in

Spanish & English (35 Hours)

13,460.92 - 16,360.62)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

6-F-l.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR MINORITY BUSINESS AND EMPLOYMENT DEVELOPMENT OFFICER AND TO DELETE THE TITLE AND SALARY RANGE FOR AFFIRMATIVE ACTION OFFICER)

(Change in title only - No salary change - Not covered by Civil Service Association - Essex Council #1)

(Human Rights Commission

Minority Business and Employment 1/1/83 \$26,858.62 - \$32,645.84

Development Officer (35 Hours) 1/1/84 28,201.55 - 34,278.13)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

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6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 12TH STREET.

(North 12th Street, West Side, beginning 140 feet north of the northerly curblin
of 1st Avenue and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-n.

The City Clerk read AN ORDINANCE ESTABLISHING AN ARSON INVESTIGATION UNIT WITHIN THE FIRE DEPARTMENT OF THE CITY OF NEWARK, PURSUANT TO N.J.S.A. 40A:14-7.1

(Investigation Unit shall be responsible for conducting investigations of arson, suspicious fires and explosions within the City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Fire Director Caufield met with the Council May 17, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker.

Councilman Martinez requested the City Clerk to prepare a resolution for the June 1, 1983 meeting of the Municipal Council making this ordinance effective upon approval of the Mayor and advertising of same.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

A motion to remove from the Table and consider Item 9-b on Ordinances on First Reading "AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE," (9-e, April 20, 1983) was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-o.

The City Clerk presented AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE.

(Fleetwood Place, South side, beginning 35 feet west of the westerly curblin
of Sandford Avenue and extending 65 feet westerly therefrom,
from 9:00 A.M. to 6:00 P.M., Monday through Friday, from
9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Tucker.

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Councilman Rice stated he was removing this ordinance from the table because his community had expressed their wishes to him to have this ordinance adopted. He said he had spoken to the Engineering Department and they had indicated this would relieve traffic problems.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Item 8-i at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-p.

The City Clerk presented AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DAYTON STREET AND LUDLOW STREET AS ONE-WAY STREETS.

(Deleting Dayton Street, Northbound, from the Elizabeth City Line to Ludlow Street.

Southbound, from Evergreen Avenue to the Elizabeth City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

At a later time in the meeting a motion to consider on Ordinances on First Reading, "AN ORDINANCE AMENDING TITLE 2, CHAPTER 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED" was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Rice requested the City Clerk read the following ordinance:

6-F-q.

The City Clerk presented AN ORDINANCE AMENDING TITLE 2, CHAPTER 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Title 2, Administration; Chapter 3, Office of the City Clerk of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby further amended and supplemented by adding thereto the following:

2:3-2.1 Deputy City Clerk

(a) Position created; compensation.

The position of deputy city clerk, in the Office of the City Clerk, at an annual salary to be fixed by ordinance of the Municipal Council, is hereby created.

(b) Appointment; term.

(b.1) The Municipal Council shall appoint a deputy city clerk and who shall, prior to his appointment, have been qualified by training and experience to perform the duties of the office.

(b.2) The deputy city clerk shall serve for a term to be fixed by the Municipal Council at the time of appointment, but in no event shall said term be equal to or longer than the term of the city clerk, if when the deputy city clerk is initially appointed the city clerk is serving under his initial appointment of 5 years as provided for in Revised Ordinance 2:3-1 of the City of Newark, New Jersey.

(c) Powers and Duties, generally.

(c.1) The deputy city clerk shall perform all such duties as may be directed or prescribed by the Municipal Council and the city clerk, but the duties of the deputy city clerk shall not include any of the duties of the executive or administrative branches of the municipal government as provided for by law.

(c.2) The deputy city clerk shall have all the powers and shall perform all the duties of the city clerk during such times and for such specific periods as the city clerk shall be absent.

Section 2. The initial compensation for the position of deputy city clerk shall be an annual sum of \$42,500.00, which amount may be amended only by ordinance of the Municipal Council.

Section 3. The hereinabove created position is to be considered as in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in said position shall be responsible for the completion of his assigned duties and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Only where necessary for the determination of vacation or sick pay, or as necessary to meet the requirements of a computerized payroll system, the hereinabove noted position may be considered on the basis of a thirty-seven and one-half hour work week.

Section 4. If any section, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or government agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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Councilman Rice asked the Council to support this ordinance so that it could be adopted on first reading. He noted the reason being that the most important asset to the Municipal Council in terms of direction in servicing the people of the City of Newark is the Clerk's Office. He said this ordinance establishes the position and gives authority to the Council to have a person that can act in the absence of the City Clerk, therefore, the effectiveness of the Council to perform would not be diminished. He noted that at present the City Clerk has the right to appoint an assistant and the Council has no say in that matter. He said the Council has to assure themselves that they can be in a position to have some determination in terms of any event they have to create an Acting Clerk for a period of time that they have the right and authority to do so.

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

Not Voting: Councilmen Carrino, Tucker.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 1, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO SUPPLEMENT TITLE 2, CHAPTER 9B, DEPARTMENT OF GENERAL SERVICES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1979, AS AMENDED AND SUPPLEMENTED. (TO ESTABLISH A VANDALISM PREVENTION FUND)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1.

Title 2, Chapter 9B, General Services Department of the Revised Ordinances of the CITY OF NEWARK, New Jersey, be supplemented by adding thereto Article 6, as follows:

ARTICLE 6. VANDALISM PREVENTION FUND

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2:9B-9 Establishment; administration

There shall be a Vandalism Prevention Fund established in the Department of General Services which shall be administered by the Director of General Services.

2:9B-10 Reward; conditions, award

A reward up to \$500 shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating the provision of N.J.S.A. 2C:17-3, where the damage is to City property. The reward is payable after conviction, out of and within the limits of the appropriation made to the Vandalism Prevention Fund, as established above for that purpose, but no such reward may be paid to any public employee whose duty is to investigate or to enforce the law. The General Services Director shall award the reward with the consent of the Municipal Council.

SECTION 2. All Ordinances or parts thereof inconsistent herewith are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with law.

(Councilman Carrino arrived at 8:20 P.M.)

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGES FOR SUPERVISING OFFICE APPLIANCE OPERATOR, AND SUPERVISOR, CENTRAL MAILROOM)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary ranges as follows, to wit:

(d) CENTRAL PURCHASE

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervising Office	6/1/83	\$ 14,515.56	\$ 17,313.46
Appliance Operator	1/1/84	\$ 15,241.33	\$ 18,179.13
101395 (35 Hrs.)			
Supervisor, Central	6/1/83	\$ 14,515.56	\$ 17,313.46
Mailroom	1/1/84	\$ 15,241.33	\$ 18,179.13
101383 (35 Hrs.)			

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, James, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen Carrino, Tucker.

President Grant: The yeses are six, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR LICENSE SUPERVISOR AND TO DELETE THE TITLE AND SALARY RANGE FOR ASSISTANT CHIEF INSPECTOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 (e) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for License Supervisor, as follows, to wit:

(e) TAXICAB DIVISION

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
License Supervisor	1/1/83	\$14,956.57	\$18,178.48
152943 (35 Hrs.)	1/1/84	\$15,704.39	\$19,087.40

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SECTION 2. That Section 1 (e) of the aforementioned ordinance be further amended to delete the title and salary range for Assistant Chief Inspector as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Chief Inspector	1/1/83	\$14,956.57	\$18,178.48
141901 (35 Hrs.)	1/1/84	\$15,704.39	\$19,087.40

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

President Grant: The yeses are seven, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES AND SPECIFIED RETIREES REPRESENTED BY THE NEWARK SUPERIOR OFFICERS' ASSOCIATION.

WHEREAS, as the result of negotiations between the City of Newark and the Newark Superior Officers' Association, the City has agreed to upgrade health benefits for employees and specified retirees represented by the Newark Superior Officers' Association and for their eligible dependents.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective July 1, 1983, active employees represented by the Newark Superior Officers' Association, and the eligible dependents of active employees represented by said union, shall receive:

a. Medical-Surgical benefits at the Blue Shield Performance and Cost Effectiveness (P.A.C.E.) level, for which the employee will pay, via payroll deductions, twenty-five percent premium differential between the P.A.C.E. cost and the cost of the present plan;

b. Aggregate Rider J, whereby the Rider J allowance is increased to \$250.00 annually;

c. Hospital and medical-surgical benefits for dependents extended to age twenty-three.

2. Effective July 1, 1983, eligible retirees (i.e., employees who retire after twenty-five years of continuous service) who have retired on or after January 1, 1983, and the eligible dependents of said retirees, shall receive:

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- a. Medical-Surgical benefits at the Blue Shield 14/20 level; and
 - b. Benefits of a dual-choice dental plan whereby each eligible retiree may choose between an open and a closed plan, under the conditions that closed dental plans are available in the State of New Jersey and the cost of providing closed dental plan services does not exceed the cost of an open dental plan with the benefits obtained through arbitration or negotiations; said benefits shall be terminated at such time as the retiree attains age seventy years.
3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch, and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

President Grant: The yeses are seven, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER NEGOTIATIONS FOR EMPLOYEES' REPRESENTED BY THE SUPERIOR OFFICERS' ASSOCIATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6S&Fy) adopted November 22, 1966 as amended and supplemented be amended to adjust the salaries as per negotiations as follows, to wit:

<u>POSITION</u>	<u>NO. OF POS.</u>	<u>EFFEC. DATE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Police Inspector 154003 (40 Hrs.)	13	1/1/83 1/1/84	\$31,286.70 \$33,320.33	\$32,328.14 \$34,429.46	\$33,368.20 \$35,537.13
Police Captain 154002 (40 Hrs.)	30	1/1/83 1/1/84	\$28,156.78 \$29,986.97	\$29,201.01 \$31,099.07	\$30,242.45 \$32,208.20
Police Lieutenant 153003 (40 Hrs.)	126	1/1/83 1/1/84	\$25,026.84 \$26,653.58	\$26,072.43 \$27,767.19	\$27,112.53 \$28,874.84
Police Sergeant 153004 (40 Hrs.)	132	1/1/83 1/1/84	\$22,943.95 \$24,435.30	\$23,671.70 \$25,210.36	\$24,399.47 \$25,985.43
Legal Analyst 154001 (40 Hrs.)	1	1/1/83 1/1/84	\$31,288.09 \$33,321.81	\$31,288.09 \$33,321.81	\$31,288.09 \$33,321.81

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Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

REVEREND FREDERICK RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY, wanted to know what positions these were in the Police Department and if they were for a particular ward.

City Clerk D'Ascensio stated the positions were Police Inspector, Police Captain, Police Lieutenant, Police Sergeant and Legal Analyst.

Councilman Tucker advised these positions were City wide. He noted these were not additional police officers but this ordinance was a 6% raise in 1983, 6½% in 1984 for superior officers.

Mr. Randolph stated he thought that raises were to be given only for the year 1983 and advised he objected to the second year.

Councilman Tucker advised this was a labor settlement with the Superior Officers Union. He said the Council has one option in dealing with labor settlements. He said this is the Superior Officers Association representing all the officers in the City. The Division of Personnel, who is the labor negotiating committee, has been negotiating with this Association and the final figure they have come up with is that this is the best negotiated settlement they were able to get from the Union. The Council has been consistent in most cases of giving 5% maximum in most cases because that is all they have been able to raise taxes by and the other factor is they would only give it for one year. They can do that for non-union employees, but they cannot do that with a Union. The Council's option is to accept or reject the settlement on all labor agreement settlements.

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY questioned that there are 302 Superior Officers and only 800 officers in the entire Department.

President Grant advised there are 800 patrolmen plus 302 officers.

Mr. Hurtz responded that is why there are no policemen walking the beat.

Councilman Martinez requested that Mr. Fitzsimons read the Table of Organization for the Police Department.

Chief Accountant responded there are 13 Police Inspectors, 30 Captains, 126 Lieutenants, 132 Sergeants and 1 Legal Analyst.

MR. MURRAY EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY questioned why when it was the policy of the Council to give salary increases for only one year, they could not make this policy known to the labor unions and only negotiate for one year.

President Grant stated when the Unions bargain they bargain for as much as they can get. He said the City suffers in the long run because of the additional tax burden but once this is bound the Council is bound to move with it or reject it.

Mr. Edson said he has no quarrel with the amounts but does have a quarrel with the principal and the objectives. He stated if the Council is to run the City and the Council decides they are going to give raises for one year, in turn he did not think the Council had any choice but to reject it, put it back to the binding arbitration people and tell them they are not writing the laws, the Council is. Therefore they will give them what they want, but each year keep coming because the City has established the precedent of giving raises for one year.

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Councilman Tucker said everytime the City goes to binding arbitration they lose. He said the people they have lost most to happens to be Police and Fire. He said the arbitrator makes the judgement. He noted because the Police and Fire Department were able to get a bill approved by the New Jersey State Senate and the Assembly and signed into law it doesn't matter. You just automatically make the adjustment. He said he feels very good they were able to get the Superior Officers to agree to a 6½% but it is really more than that because there are other fringe benefits voted on before. He mentioned that the City's record of binding arbitration with the Police and Fire Department is a dismal failure. He noted they lose every case of binding arbitration dealing with setting salaries.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY stated he is not opposed to unions. He noted the people who are running the show should be responsible for their operations. He understands decisions have been made outside the Council, but the Council can say "No" and send it to binding arbitration forever. He noted the Council has to take a position and regardless of the position they have to say what they believe and take whatever goes.

Councilman Martinez said that unfortunately in 1970 the Police Department and the Fire Department, the Uniformed Services Union of the City of Newark, lobbied in Trenton for binding arbitration. Contracts used to be settled as are the rest of the City's contracts. When the contracts between the Police and Fire Departments were coming about, the police felt they were underpaid and they felt they could not negotiate a reasonable contract with the City of Newark so they lobbied to all the forces throughout the State of New Jersey and they went to Trenton. The State Law gave them an arbitrator. The arbitrator is a judge and when he comes in, he becomes the decision maker between the Municipality and the Union. What he says goes. As Councilman Tucker stated when elected officials or the governing bodies felt the arbitrator was wrong such as in the case of the 8% versus the 5%, they felt the arbitrator's arbitration was arbitrary and capricious. However, he is the judge and if it is appealed it goes before another judge who says that ruling stands because he is the person that has all the financial documents before him. In this case the Superior Officers bargained for a 10% raise for a two year period. The arbitrator brought them down to 6% for a two year period which the City agreed. On the other hand you have certain unions when they do not receive the amount they feel their membership is entitled to, then you have the other option of a strike or job action. He said we are legally bound by the arbitrator's decision and there is no way a judge is going to overturn the arbitrator's decision.

(Councilman Payne arrived at 8:35 P.M.)

Councilman Rice said he wanted to indicate that once you pass the binding arbitration area, they can say no and go to Court. He said if one looked at the legal opinion of the system in reference to contract negotiations, traditionally the history has been, unless there was substantial change in the dollar amounts and the benefits allocated, the course that tradition had given deference to the arbitrators, that is the main reason they have arbitrators and the Courts normally give deference unless you can show that the arbitrator performed in an arbitrary and capricious manner.

Councilman Tucker cited a case where the Superior Officers won a case in binding arbitration that the City pay for their dental work. He said he had made a motion that the dental work be performed in the City Dispensary. They took that to Court. Then there were a couple of plans. They threw the City Dispensary out. Then there was another plan where dentists were identified here in the City of Newark. The Superior Officers took that to court and the judge threw that out. The City ended up taking a plan which identifies a group of dentists from throughout the State of New Jersey based on the fact the Court felt the Council was trying to inconvenience the policemen who lived throughout the State of New Jersey. Their efforts to appeal an arbitrator's decision has not been good. He cited another case of binding arbitration where the police negotiated what they refer to as "prevailing practices." It was Council's opinion that Police Captains who have cars assigned to them take them home with them. This was taken to court and the arbitrator said the Council was attempting to undermine "prevailing practices" and ruled that their cars should be returned to them. He said it was his opinion

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the City give them the oldest cars they could and assign them to the Captains, but he believes it was the Administration's remedy the Courts would rule the same way. Every time they have attempted to put sanctions on the F.O.P., the Superior Officers or the Firemen they have not been successful. He opined if they were serious about it they could get their State Legislators to repeal that act and then they would be in a better position. The vast majority of arbitrators are judges who are people who have labor backgrounds. 80% of all arbitrators come from the labor union.

Councilman Branch queried what position the Council would be in if they did not vote on it and if they were obligated to vote on it.

President Grant advised it would go to arbitration and it was up to each Councilman to vote on it.

Councilman Tucker said in effect Council can say "no" but that the Superior Officers would take it to Court and make them obligated to vote on it.

MR. R. DAWKINS, 159 GOLDSMITH AVENUE, NEWARK, NEW JERSEY said the Charter of the City states the law and the Council is the Boss.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-bp at this time was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

RESOLUTION EXPRESSING NO CONFIDENCE IN THE ADMINISTRATION OF MILTON A. BUCK, EXECUTIVE DIRECTOR OF THE NEWARK HOUSING AUTHORITY, AND CALLING FOR HIS IMMEDIATE RESIGNATION FOR THE GOOD OF THE CITY OF NEWARK.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James.

Councilman Tucker requested that the resolution be read.

President Grant directed the City Clerk to read the following resolution.

WHEREAS, the Newark Housing Authority was established 45 years ago to provide decent, safe and sanitary housing for low-income residents of Newark, and now has responsibility for the well-being of more than 30,000 men, women and children living in its projects; and

WHEREAS, the performance of the Newark Housing Authority has worsened markedly since Milton A. Buck was appointed as its Executive Director in 1979, and the Authority has become the biggest and worst slumlord in the city's history, and the quality of life of its tenants has fallen to the lowest ebb ever; and

WHEREAS, the Newark Housing Authority, which was once one of the most effective in the nation, has sunk under Milton Buck's leadership into a source of shame for the citizens of Newark, and a source of daily horror for many of the people who cannot escape from its housing; and

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WHEREAS, while the waiting list of Newarkers needing decent housing has grown by thousands, the Housing Authority has watched its projects deteriorate into squalor and its tenants descend into misery, and the agency now measures its progress in the number of high-rise buildings it can abandon; and

WHEREAS, the Newark Housing Authority under Milton Buck has returned \$5 million in sorely-needed federal rehabilitation funds because of its inability to implement an approved plan of work and its failure in this effort may jeopardize the city's quest for increasingly scarce housing dollars; and

WHEREAS, Milton Buck has shown little aptitude for his position, and has been inaccessible to tenants, insensitive to their needs and complaints, and unresponsive to the legitimate requests of the Municipal Council for information about his stewardship of public funds and properties;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby express no confidence in the administration of Milton A. Buck, Executive Director of the Newark Housing Authority, and does call for his immediate resignation for the good of the City of Newark.

BE IT FURTHER RESOLVED that certified copies of this resolution be sent to the Hon. Samuel Pierce, Secretary of the U.S. Department of Housing and Urban Development; Governor Thomas A. Kean; Mayor Kenneth A. Gibson and Ms. Pearl Beatty, Chairperson of the Newark Housing Authority and tenant presidents.

Councilman James said the resolution which was before them was an outgrowth of the hue and cry of thousands of tenants residing in public housing. He said there has been a suggestion that the Council should investigate Hayes Homes. He stated that the question of police and housing has been investigated more than any other issue. Public Housing has been toured, Commissioners, Executive Directors, Deputy Directors have been met with. Records have been called for; unfortunately, when meaningful plans were mentioned they had fallen upon deaf ears. He noted the news media said HUD did not lose any money in the ugly spectacle of Newark returning \$5 million which was scheduled for the modernization of Hayes Home. He contradicted the statement by saying when HUD says "Give money back and make applications," an application was not a guarantee of acceptance. There was a failure to understand that there was a plan to get the money. He said there was a plan for the modernization of Hayes Home under the leadership of Mr. Buck in which he has failed to implement. He has failed to improve the quality of life of thousands of residents of the City and has witnessed a deterioration of that unit and others. He said he has spent two hours at Hayes Home today in reference to an administrative request. He said they complained of rats because of not having any extermination. Because of vacant apartments they have squatters and looters, vacant apartments where pipes freeze which will inconvenience other tenants, missing fences throughout the unit, destroyed children's physical play area, damaged sidewalks, containing walls for the foundation was down, inoperative elevators, a bombed out, debris strewn washroom, radiators throughout the building were disconnected, elevator floors were in need of repair, smoke-stained stairwells, graffiti and broken glass all around. He said the tenants carry garbage 12 stories down because of the closing of incinerators and compactors. He felt the Council would be wrong to ignore the fact that 30,000 tenants in public housing were suffering. He brought to the Council's attention that Mr. Buck had requested a \$10,000. raise. He has asked for a \$5,000. raise for his secretary. It has been rumored that in concert with the \$400,000. contract, Mr. Donald Harris of Aspen was on the payroll at \$52,000. as a consultant, which involves a \$30,000. incentive clause. Mr. Harris was making \$82,000. and he tells everyone making \$60,000. what to do in terms of public housing. It was clear the present Administration was not needed.

Councilman Tucker said since his tenure on the Council he has been interacting with the Executive Director of the Housing Authority trying to get various things relating to the basic needs of the tenants. He mentioned he has met with Mr. Buck on several occasions at different locations. He said it was not just a matter of communication with Mr. Buck, it was a matter of the fact that it did not seem to work when talking to Mr. Buck about basic needs of tenants. He did not believe that Mr. Buck was doing an effective job by just looking at the high rise and low rise units. He mentioned Mr. Buck and Mr. Blue met with seniors to try and

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straighten out situations of people getting mugged inside the buildings and the correcting of doors. He cited back in June they met at Otto Kretchmer. A list was comprised of what was wrong and nothing has been taken care of since that meeting. A meeting was set up with Mr. Buck and Mr. Blue in reference to the gas leak situation at Archbishop Walsh Homes. The people have been inconvenienced for six months. After a six month period people were moved out of the building. They did not deal with any kind of decreases in rent based on a lack of services. He said he did not understand how logic could prevail when an elevator contract is advertised in the paper for emergency purposes and it is given to someone who lives in Brooklyn or the Bronx. If an emergency occurs in the elevator it could not be taken care of unless the contractor comes in from New York. He indicated in a meeting with Mr. Buck he had mentioned that Bradley Court would be painted. That has not been taken care of. When we meet with Mr. Buck he says, "Donald, the reason they turned the money back was because they had to re-program the money," then he meets with Councilman James and says, "Donald was misinformed, we didn't turn any money back, that was excessive money they were dealing with." They get to the point where it is no longer a matter of credibility, it is a matter of straight forward lies. If any Member of the Council goes into any project in the City and indicates Mr. Buck was doing an effective job, then something was wrong with their eyes or ears. He talked about the question of insensitivity of the Addonizio Administration. He said it was hard for him to face realization that the tenants were worse off today than ever before. He cannot in all good conscience understand how the Mayor could see the people who put him into office living in filth and squalor and still say, "Buck will stay."

Councilman Rice said there were misconceptions about the West Ward community and Bradley Court. People living in the high-rises think people living in Bradley Court are living in heaven. He said he could not get a signature on a letter to go to the Federal Government to attempt to bring in housing units from the development side of public housing. He mentioned people were meeting regularly in the West Ward to try to get security in public housing or at least in Bradley Court. He indicated a manager who was working in Bradley Court. She was working by herself trying to deal with the everyday problems of transfers, etc. He said he had requested the manager be given help. He said this would not require monies. He stated he made a suggestion to those in charge of public housing in which workers could report to one area for four hours and spend four hours at Bradley Court. That would not require any dollars. It would only require a directive. He mentioned until this day there was no public housing on Brookdale Avenue. He said he had approached Federal legislators to request assistance. He personally met with Mr. Buck and requested a letter indicating the problems in regard to housing on Brookdale Avenue or a letter stating that the money was in Washington, D.C., and that there was a possibility to recoup that money. He noted the letter was drafted but could not get a signature on it. This meant he could not get the houses he has been waiting for on Brookdale Avenue. He said if he did not get the signature he was waiting for he would call for an investigation.

Councilman Carrino said he believed the problem verifies the need to split the Housing Authority. He stated that was the next issue the Council should address. If, in the course of managing the public housing sector of the Housing Authority, they do not have time, wherewithal or competence to use the money to renovate public housing, then it showed they were incapable of modernizing existing housing and redevelopment of new properties, housing and buildings. He felt the area of fixing up public housing should be concentrated on, and another agency should be put in charge of redeveloping. During recent meetings with HUD, he was informed by the Regional Director that for the fiscal year 1984 the Federal Government was making more money than it has in the last five years. He said that pot of money was \$26 million. He indicated the City of Newark did not submit any application for any part of that money, which meant they were not going to be eligible for getting any modernization money for the year 1984. They questioned why the Housing Authority did not apply for any part of the \$26 million. He felt one of the reasons was because they could not spend the \$5 million to work on Hayes Home. He said the ordinance which would split the Housing Authority into Public Housing and Redevelopment was totally substantiated by this episode where we would lose \$5 million and not even having applied for any part of the \$26 million.

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Councilman James said some people would like to say the Council was involved in a witch hunt in personalities. He made it clear that the Council knew Milton Buck well and it was not a witch hunt or an involvement in personalities. He continued by saying when Mr. Buck appeared at Essex County College to receive an honorary degree they spoke 15 minutes on Mr. Buck and never mentioned public housing. They talked about his involvement with higher education, Symphony Hall, arts and culture. He felt when looking at this report card on public housing he has failed.

Councilman Martinez said this Council has been talking about this subject for years and he suggested the Council vote on it.

President Grant mentioned in the year 1969 at Clinton Place Junior High School, a group of men and women, including some who sit on the Council, had indicated there were problems. They would go to the rear of the room, discuss the problems, resolve the problems, curse each other out in the darkness and then come out united. He said in recent years the Housing Authority had a gentleman by the name of Mr. Sivoiella, who was the Executive Director and he does not recall anybody asking for his resignation. They also had Bob Notte, the same thing all over again. He said the question is, will the resignation of Milton Buck clean up public housing for Newark. Did the removal of Sivoiella or Notte clean up public housing. He noted this matter has to be dealt with by thinking men and women who are interested in the welfare of the people and not interested in the applause of the crowd. He remarked there was no one on this Council or anywhere else more concerned or serious than he is relative to public housing. He said he thinks as they continue to move in a direction that can bring a response that will actually make a difference in the lifestyle of people than he thinks they are kidding themselves sometimes by merely calling for the removal of a person. He stated that Milton Buck did not walk over to public housing, he was sent there. A Board of Commissioners confirmed him. The Board of Commissioners was voted on by this Council which means they ratified the Board Members who are there. He said it is true there are persons who are holdovers and that there have not been any new appointments lately but all of them are in this together. He commented there is no sense in isolating one person and saying this individual is the total blame for everything. He noted they are all in the same boat now and all of them have an equal responsibility for safe, decent and sanitary housing in the City of Newark.

Councilman Carrino said the Housing Commissioners do nothing more than follow the policies of the Executive Director. He said the operation of the Housing Authority rests with one person. The person who sits at the head of 57 Sussex Avenue.

Councilman James said there is nothing sacred about being appointed. He noted when they were campaigning they signed a pledge to the tenants in public housing that they would support them, stand up for them and be their eyes on the Council. He said speaking for himself he will stand firm on his commitment to the tenants and to the document he signed. He stated Mr. Buck does a great job in other areas but in public housing he has been insensitive, ineffective and as President Grant stated inaccessible and lacking experience.

President Grant stated when the press attends their meetings, for lack of knowing who each Council person is, they write a quote and put a name next to it. He said if they were to listen to the tapes of the pre-meeting conference, they would find he did not make such a statement relative to Judge Buck.

Councilman Rice said he is concerned in terms of his interaction with the Housing Authority and the lack of responsibility. He said the problem is responsibility and the Housing Authority, in its present state, is too much responsibility for Mr. Buck.

Councilman Branch stated from 1962 until 1967 public housing was a fine place to live, but since 1967 it has deteriorated and has had an impact on the tenants. He said there should be an investigation of all of the projects in order to give an accurate report. He stated he is in favor of improving the conditions of public housing.

Councilman Carrino stated that Columbus Homes had been renovated at a cost of \$12 million. He noted that Columbus Homes looks the same as it did two years ago and the conditions are ten times worse. He stated an investigation is not needed at Columbus Homes to find out something is wrong.

Councilman Branch stated there was a black contractor at Columbus Homes and as fast as that man brought materials in, the faster they were taken. He said those men were robbed blind. He said those things needed to be stated as wrong, but they should not tell one thing and not the rest.

Councilman Rice stated everything they do in government does not require money. He said they have vacancies coming up because many seniors are moving to St. Mary's Villa. These people cannot move into another apartment that is already empty. When they called those under Director Buck to request why this transfer had not been made since it had been authorized, they said they had to report to Mr. Buck. He noted that Mr. Blue had worked very closely with him but he has to get authority from Mr. Buck. He stated the action of the Executive Director of the Housing Authority has not proven to be the actions of a responsible person.

Councilman Tucker stated the black contractor cannot be blamed as he could not get any security, but the net result is that Mr. Buck is the head of the agency and had the responsibility to rectify those deplorable conditions. He noted safe, decent and sanitary housing rests with the Executive Director of Public Housing. Everyone knows that public housing today for the most part is not safe, sanitary nor decent and that is an indictment of Mr. Buck because he is at the helm of the Housing Authority.

Councilman Branch said the other side of the coin has to come out also. He said it should be clear to everyone that there is thieving and if the contractor has been affected by it then there is an impact on the Federal Government. He said he goes to the project every day and most certainly changes have to be made and the man at the top is responsible for making those changes.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

No: President Grant.

Not Voting: Councilman Branch.

Councilman Tucker requested the City Clerk to read the motion of separation.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO REQUEST THE CORPORATION COUNSEL TO PREPARE THE APPROPRIATE ORDINANCES FOR THE NEXT MUNICIPAL COUNCIL MEETING OF JUNE 15, 1983, DIVESTING THE HOUSING AUTHORITY OF THE CITY OF NEWARK OF ITS SLUM CLEARANCE AND URBAN REDEVELOPMENT POWERS, FUNCTIONS AND ACTIVITIES IN CONNECTION WITH FUTURE REDEVELOPMENT PROJECTS WHICH HAVE NOT PROGRESSED BEYOND PRELIMINARY STUDY; AND, FURTHER, DESIGNATING THE COMMUNITY DEVELOPMENT ADMINISTRATION IN THE OFFICE OF THE MAYOR AS THE APPROPRIATE AGENCY TO CARRY ON FUTURE SLUM CLEARANCE AND URBAN REDEVELOPMENT ACTIVITIES was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Carrino wanted to know if this had already been done.

Councilman Tucker said the Council designated the Newark Economic Development Administration as the designating unit for redevelopment activities. He mentioned the Corporation Counsel sent a legal opinion which indicated that the Newark Economic Development Corporation was not structured, and the Council would have to create a new agency. He stated that the Mayor was not of the opinion to appoint anyone to the agency. If the Mayor was not going to appoint a new agency the net result would be that there would not be any point in fact of law. He noted the other option would be to designate a municipal department, which would mean that redevelopment activities would continue with Council Members as the Commissioners.

Councilman Carrino questioned the passing of the motion. He wanted to know if it meant the Corporation Counsel would be mandated to submit the split under the form of an ordinance or a resolution by the next Council meeting.

President Grant explained that the ordinance was directing the City Clerk to communicate with the Corporation Counsel for the preparation of the necessary ordinance for the divesting and the splitting of the Housing Authority. He stated this was not an action which splits the Housing Authority. It was an action which directs the City Clerk to request the Corporation Counsel to prepare the necessary documents so that at the next public meeting the documentation would be on hand.

Councilman Tucker requested an amendment be added so that the Corporation Counsel understands the actual direction. He indicated that the following wording should be inserted in the motion "advising the Corporation Council based on the action of this motion, the Newark City Council is directing the Corporation Counsel to prepare the appropriate ordinances."

President Grant asked Joanne Johnson, Assistant Corporation Counsel, if it was her understanding that the Newark Municipal Council had the authority to direct a department head, or if it was the Mayor who had the directorial power.

Ms. Joanne Johnson, Assistant Corporation Counsel said she believed it would be a request from the Council rather than a demand.

Councilman Rice asked Ms. Johnson if the law stated that the Council could not direct a department head.

Ms. Johnson replied she was not prepared to reply if in fact it was a law. She stated it was correct to say that it has been a policy if it was a request.

Councilman Carrino asked City Clerk D'Ascensio who gave the Housing Authority the authority to become the redevelopment agency aside from public housing agencies.

City Clerk D'Ascensio replied that it was by affirmative action of the Council availing themselves of the right which was given to them by the State.

Councilman Carrino felt if it was the Council who gave them the right then he did not think the Council should request anything. He felt the Council could demand that they revert back to the City of Newark.

City Clerk D'Ascensio said that was a legal question which the Law Department should be able to answer.

Councilman Tucker indicated there were two statutory offices that the Council could direct, the City Clerk's Office and the Law Department. Any other department would come under the supervision of the Mayor. The Corporation Counsel was in a position where he could take directions from the Mayor and the City Council.

President Grant suggested that whatever was proper to use, request/direct, let the Corporation Counsel be guided by that.

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Councilman Martinez said the most important issue was that it was going to be on the next Council agenda. He suggested the wording "it was the intent of the Newark City Council that this ordinance will be available on the calendar for discussion and for vote." be added to the motion.

Councilman Rice said that would add to the weight of this motion. He felt the word "direct" should be placed in the motion.

Councilman James said directions were generally made by the Council themselves.

Councilman Rice stated the language should be placed in the ordinance as stated and then it should be tested in court.

Councilman Tucker requested the City Clerk to have the ordinance on the June 1st calendar.

Councilman James said the separation of urban renewal and redevelopment rehabilitation was producing more efficiency in the City of Newark. He felt the removal of this from N.R.H.A. and the placement of it under the Council was a step in placing all activities under "one umbrella."

President Grant asked the City Clerk to read the text so everyone could get a clear interpretation of what was being said.

A MOTION DIRECTING THE CORPORATION COUNSEL TO PREPARE THE APPROPRIATE ORDINANCES FOR THE NEXT MUNICIPAL COUNCIL MEETING OF JUNE 1, 1983 DIVESTING THE HOUSING AUTHORITY OF THE CITY OF NEWARK OF ITS SLUM CLEARANCE AND URBAN REDEVELOPMENT POWERS, FUNCTIONS AND ACTIVITIES IN CONNECTION WITH FUTURE REDEVELOPMENT PROJECTS AND REDEVELOPMENT PROJECTS WHICH HAVE NOT PROGRESSED BEYOND PRELIMINARY STUDY; AND, FURTHER, DESIGNATING THE COMMUNITY DEVELOPMENT ADMINISTRATION IN THE OFFICE OF THE MAYOR AS THE APPROPRIATE AGENCY TO CARRY ON FUTURE SLUM CLEARANCE AND URBAN REDEVELOPMENT ACTIVITY was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant stated for the record that this motion did not at this time separate the two bodies. He said it makes a direction to the Corporation Counsel to prepare such legislation.

A motion to change the order of business and consider Motion 7-M-b at this time was made by Councilman Carrino, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-M-b.

A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO INVESTIGATE WHETHER HAROLD EDWARDS WAS ACTING IN HIS OFFICIAL CAPACITY AS COORDINATOR OF THE "LOVE NEWARK -- KEEP IT CLEAN" CAMPAIGN WHEN HE INTRODUCED TWO CANDIDATES FOR STATE ASSEMBLY NOMINATIONS AT A CAMPAIGN APPEARANCE ON MAY 17, 1983 AT MAPLE AVENUE SCHOOL ANNEX was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

No: President Grant.

Not Voting: Councilman Branch.

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'6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented, be amended to create the following positions, minimum and maximum annual salaries, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Government Operations Specialist (35 Hours)	1/1/83 1/1/84	\$14,147.50 14,854.87	\$14,147.50 14,854.87
Senior Government Operations Specialist (35 Hours)	1/1/83 1/1/84	16,976.95 17,825.79	16,976.95 17,825.79
Principal Government Operations Specialist (35 Hours)	1/1/83 1/1/84	20,578.16 21,607.06	20,578.16 21,607.06

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. F. D. RANDOLPH, 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY requested to know the salaries relating to this ordinance.

President Grant advised this was a change in titles only - no dollar change whatsoever.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SHEET #1 OF THE ZONING DISTRICT MAP OF TITLE 27, ZONING (R.O. 27-2-2) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED, TO CHANGE BLOCKS 813, 845, 846, 849 AND 849A FROM A FIRST INDUSTRIAL ZONED DISTRICT TO A SECOND BUSINESS ZONED DISTRICT, AND BLOCK 844 FROM A SECOND INDUSTRIAL ZONED DISTRICT TO A SECOND BUSINESS ZONED DISTRICT.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The sheet of the Zoning District Map of Title 27, Zoning be amended so that all those certain tracts of land designated as City Tax Blocks 813, 845, 846, 849 and 849A from a First Industrial Zoned District to a Second Business Zoned District; and City Tax Block 844 from a Second Industrial Zoned District to a Second Business Zoned District on the official Tax Map and Tax Duplicate of the City of Newark (1978) is hereby changed accordingly.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to amend this ordinance by changing the entire block to a portion of Block 813 to be changed as noted was made by Councilman Martinez, seconded by Councilwoman Villani.

Councilman Martinez requested the City Clerk to give a description of the location.

City Clerk D'Ascensio said it is the northerly end of Block 813 which is Coeyman Street, Mount Prospect Avenue, Clifton Avenue, its in the North Ward up near the railroad and goes up to Tiffany Boulevard.

The motion was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The City Clerk stated that the ordinance, as amended, will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance, and the ordinance, as amended, will be considered for further action on June 1, 1983.

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6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE APPROVING THE REDEVELOPMENT PLAN AND THE FEASIBILITY OF RELOCATION FOR THE U. S. 1 AND 9 COMMERCIAL/INDUSTRIAL PLAZA AREA CITY TAX BLOCK 5088, LOT 76.

WHEREAS, the Central Planning Board of the City of Newark, N.J. has considered and did approve by resolution on April 4, 1983, a copy of which is annexed hereto, a Redevelopment Plan for the U.S. 1 and 9 Commercial/Industrial Plaza Area, City Block 5088, Lot 76 (hereafter called "Area"); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey has submitted to the Municipal Council, City of Newark, N.J. its resolution, certification, and recommendation respecting the Redevelopment Plan for the area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan conforms to the Master Plan of the City of Newark.

Section 2. That it is hereby found and determined that the redevelopment plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the area by private enterprise.

Section 4. That in order to facilitate the implementation of the Redevelopment Plan for the Area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, department, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 5. That development activity shall only be related to City Block 5088, Lot 76, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

Section 6. That the Redevelopment Plan for the Area having been duly

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reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. RON COLLINS, 12 ABINGTON AVENUE, NEWARK, NEW JERSEY wanted to know if the area in question was the Anheuser Busch-Airport International Plaza area and if that was the area in question what redevelopment was planned.

Councilman Martinez said this is acres of land that have been abandoned for over 60 years and has never been used by the City of Newark. He said it is a designated truck stop for motel, truck washing, truck servicing, diesel, gas and so on consisting of about \$15 million project and about 500 jobs. He said it is not in the Anheuser Busch area but it is not far from there.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Martinez.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR CRIME ANALYST)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977 as amended and supplemented be supplemented to create the title and salary range for crime analyst, as follows to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Crime Analyst 153955 (40 Hrs.)	\$ 18,940.00	\$ 23,021.55

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

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SECTION 3. This ordinance shall take effect upon final and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

President Grant stated the amount of 15.7 increase has been reduced to 10% by the Council.

MR. F. D. RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY requested to know what this Crime Analyst does. He also noted that this title was previously funded under SLEPA and now it will be funded through taxpayers' dollars.

Councilman Payne responded this particular position is a part of the Director of Police Department's operation that follows trends of crime. In other words certain types of crimes that are being created and at what time they are being created. He said they have an area where this is plotted on by computers and also physically by a map which has the districts set up in precincts. This is to continue, because after the information is gathered, the analyst's position is to evaluate it and to find out what the trends are, what the new modes of crime happened to be at this particular time. It is now to be funded under City funds because an analyst is a very important position in the Police Department. The information serves no useful purpose if there is no one who is following it up and evaluating it and getting it to its proper departments.

Councilman Rice said when he was in the Police Department he worked with this particular person and this is the person who gives the statistics when they talk beyond other things. They do the breakdowns in terms of crime in the area including the West Ward as the crime relates to another particular ward, in terms of transition. The position has been found to be very crucial to the needs of the Police Department in terms of deployment, etc. To his knowledge this position has been funded under SLEPA for at least 5 years. At that time across the nation they started to bring in analysts to try to statistically calculate crime ratios in the movement of the personnel because of these stringent cutbacks.

No one else appearing, a motion to close the hearing on the ordinance, as advertised, was made by Councilman Carrino, seconded by Councilman Rice, and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

A motion to amend this ordinance by establishing the salary at a range of \$17,915.04 to \$21,773.66 was made by Councilman Carrino, seconded by Councilman Rice.

Councilman Tucker said at the pre-meeting conference, the Police Director indicated that the person was covered under SLEPA, but for a period of 18 months they were covered under another grant period. He said the Police Director was to submit documentation other than this and if they were not in receipt of that documentation, the Council would revert back to the original 5%.

City Clerk D'Ascensio advised that during the pre-meeting conference there was an order to reduce it by 5% making it a 10% increase.

Councilman Tucker said the Police Director had indicated he was not familiar with whether or not that salary level was the same that the Chief Accountant had indicated to us based on SLEPA. He said the Police Director was to contact Mr. Banker. He questioned if the Police Director had followed through on this.

Chief Accountant Fitzsimons said he had not spoken to the Police Director but had contacted the Business Office and the person is not making \$19,736. and some cents and by adding the 10% would bring the maximum up to \$21,000. She was not making the \$23,000.

The motion to amend this ordinance was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The City Clerk stated that the ordinance, as amended, will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance, and the ordinance, as amended, will be considered for further action on June 1, 1983.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND TITLE 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY ADDING A NEW SECTION. (LICENSING AND REGULATING TIRE REPAIR SHOPS)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS SCHOOL IMPROVEMENTS IN AND BY THE CITY OF NEWARK APPROPRIATING \$9,088,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$9,088,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

(Mr. John B. Frohling, Frohling and Hanley met with the Council April 19, 1983)

A motion to defer action on the ordinance awaiting approval of the Local Finance Board on the required Debt Statement and directing the City Clerk to communicate with the Business Administrator requesting an immediate meeting with the members of the Capital Improvement Committee on the deletion of the laboratories for University High in the sum of \$100,000.; further requesting that immediate steps be taken to implement the inclusion of this \$100,000. for laboratories so that University High will have a Biology, Physics and Chemistry laboratory was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

HEARINGS OF CITIZENS.6-HC-a.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY addressed the Council with respect to all levels of government.

6-HC-b.

MS. JESTINE LUCAS, 863 SOUTH 17TH STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the sample ballots in the April 5, 1983 election, the decrease of bus services in the City and the campaign promises of cleaning the City. She noted that the sample ballots were very confusing, that many people would be losing their jobs because of the decrease of the bus service and that money should be allocated to clean up our city.

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Councilman James said he hoped the appropriate authority would give clarification on the question of the ballot which was confusing to the public. He noted a ballot should be clear and concise for the public consumption. On the question of decreasing bus services, he said Members of this Council have appeared at PUC trying to fight the continuing decreasing and limited availability of busses for our city. He said those who live in the South Ward know how curtailment in the 8, 49, 48 have hindered movement from the South Ward to the downtown area and throughout our entire City. He noted Ms. Lucas's concern about cleanliness is a commendable one. He said he attended a meeting of the South District Police Community Relations Council and at that meeting some people said "Don't say anything bad, only talk about the good" but when you walk out and see garbage lined up around the precinct and abandoned buildings, it looks like we should start there with a clean-up program.

Councilman James commended Ms. Lucas and her husband for their continued involvement in the City and for their concern for a better Newark. He said all too often they do not recognize the citizens who continue to be a positive force in the City. They have often said that about Mr. and Mrs. Henderson and Ms. Henry and others who continue to be a positive force in the City. He thanked them for bringing their concerns to the Council and hoped they could meet the challenge.

Councilman Carrino said in the North Ward they have submitted petitions containing hundreds of names for the 112, 6. It has fallen on deaf ears. They have gone to the public hearings and they asked the legislators to get involved in it and they advised them they did not have any influence or power. At a public hearing held in City Hall, some of the Councilmen went on record stating they did not want to see the elimination of the busses especially since they started a new line from Sayreville to New York City so people from Middlesex County can go to work in New York easily and from Passaic County to Willowbrook Mall so people from Passaic County can go shopping. People talk about the downtown area of Newark staying alive and 4 of the 6 bus lines they cut in the City of Newark all led to downtown Newark. He said maybe the answer is for the entire City of Newark to sign a petition condemning New Jersey Transit. Several years ago private companies ran the bus lines. If they made money they stayed in business. If they lost money they went out of business and the State got the grand idea to go into public transportation and bought up all these bus companies. The State said they could do a better job than the private companies and they have not even taken over for three years and they are telling us they are losing \$400 million a year. They said they have to cut lines, lay off people. He said we are stuck with a white elephant.

/6-HC-C.

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, thanked the Council for sending him the legal opinion in regard to the City's claim to be tax exempt. Mr. Hurtz also advised the Council of a phone call he had received from a youngster in the 11th grade looking for a job who could not even pronounce the word "Coalition." He stated he could not express his feelings of how he felt when he looked at the accomplishments of the Newark Board of Education, of which you have all received a copy. He said it was a litany of accomplishments and it was a joke, a farce, an insult to any rational thinking human being. He said it was a fraud perpetrated on a beautiful city that is slowly dying. He said he hoped that the Municipal Council would take into consideration his request that the Council draft an ordinance requiring the Board of Education submit to the Council an annual report. He said he would like to recommend for Council's consideration the possibility of establishing a Citizen's Task Force to stay on top of what is happening with the Board of Education. He opined that the greatest resource this City has is its people.

Councilman Payne said he would also like to see an annual report from the Board of Education. He said he would be interested to see what the reading levels are in this City. He said he would be curious to know what is done with \$220 million every single year and you can't get a youngster to read "Coalition" in the eleventh grade. He said he has been accused of using politics of the schools as an issue, but he said he thinks there has been a conspiracy of silence. He said we do our youngsters a disservice to give them a diploma and they are unable to fill out an application because they cannot read. He opined that is probably one of the reasons there is chaos in the streets. He said they have a responsibility, they have an obligation. He noted he went to the Board of Education meetings years ago to fight for the first black principal in Newark Schools, to fight for a black to sit on the Board of Education because there were none and now they have a

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predominantly black board, a predominantly board of principals that are minorities and they look at what the results are and his concern is that \$2300. they spend per youngsters, the \$220 million a year, that they start having some accountability and start having people held responsible and if they are not doing the job they should be fired whether you are appointed or elected. This whole question is a No. 1 issue and he is going to see they get their money's worth for what they are spending.

Councilman Tucker said they can pass an ordinance and request the Board of Education for an annual report, but it would not be worth the paper it is written on. He said at a previous meeting he informed that under the N.J. State Statute the Board of Education is supposed to report to the Commissioner of Education on an annual basis. He said he has written to the Commissioner and has received a copy of the 1981 and 1982 educational report. He said if Mr. Hurtz would like a copy he would send him one, but he said the kind of reports the Board of Education has submitted to the Commissioner of Education for the State of New Jersey, showed nothing in regard to any particular overall progress. The Commissioner's Office has indicated that the Board has not fully complied with the Statute but it is important to note that when you ask the Commissioner or his staff what they have done to insure that the Board complies you hear a pregnant pause - nothing happens. He opined the Commissioner of Education is not doing what he is getting paid to do and that is to insure that the Board of Education submits their annual report which is quantifiable to the degree where it shows reading levels, math levels in elementary and secondary schools in the City of Newark. He said there is nothing in those reports that you can evaluate.

6-HC-d.

MR. MURRAY EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY addressed the Municipal Council with respect to his request to the Council for a resolution declaring a moratorium on the expansion of drug and criminal rehabilitation activity in the Lincoln Park Historic District. He asked if there was one councilman who would write and introduce this resolution for discussion and a vote by the Council.

Councilman Martinez said he would be glad to draft a resolution for discussion and requested that a resolution be prepared for the next Council meeting.

Councilman Martinez stated that Integrity, C.U.R.A and Odyssey rehabilitated that community when it was a slum. He said Mr. Edson was not talking about the abolition of expansion. What Mr. Edson originally talked to this Council about was the elimination of those agencies. He said Mr. Edson came to this Council to get rid of Integrity C.U.R.A. and the other drug rehabilitation program and also to stop expansion. He said he would not support that Integrity or C.U.R.A., the only bi-lingual drug rehabilitation program in the City, be thrown out of that neighborhood and put someplace else. He noted if they talked about putting them in any of the wards, no one would want them, so what they are really in effect saying is throw them out of the City. Councilman Tucker requested that the City Clerk send Mr. Edson a copy of the minutes dealing with the Uniform Construction Code.

Councilman Rice stated he has no problem dealing with a resolution limiting expansion of some of these facilities. He said he understood Mr. Edson's concern about the number of facilities. He noted they have faced that problem in the West Ward and he is very adamant about a fair share.

Councilman Payne said the Council at some point should have this as a matter on the agenda so they can talk about the problem in the City. The drug problem is not being reduced in our City and eventually there is going to be a request for the servicing of people who are afflicted by drug or alcoholism. He said he has passed that area daily and he has seen the participants in those programs in orderly exercise calistenics in the morning. They go about their work. He said the only real negative physical sight that is seen are other people who happen to come into the area and sit around drinking wine on the benches. They keep talking about how bad that area is and he believes if a person was unaware those facilities were drug rehabilitation facilities, it would be very difficult to make a determination that that was being housed in those facilities. He said they have a problem that has to be addressed and the answer is there can be no more anywhere. They all know no one wants it, but all he is saying is that it appears to him the programs in that area are well run and the negative effect seems to come from other areas.

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6-HC-e.

REVEREND D. F. RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the tax rate. He said the tax rate should be \$10.15. He also spoke on the loitering laws. He said he detested the fact that Governor Kean is given an opportunity to pick 3 members of a Tax Study Commission that is going to resolve issues and what the tax rate should be in the City of Newark and the Council doesn't have one. He spoke about the loss of services in the City and the unavailability of the City Officials. He said he has talked to many people and they are concerned there is a destruction of the American Dream of Home-ownership. He said he looks at two things, that you are forcing people to have one thing on their minds and that is there is going to be no taxation without proper and just representation. He said you might be pushing people into a Newark boycott. He said the other side is that the Council has and the people have within their own representation the power to recall. He opined it is time now for people to be recalled. It is time for the City of Newark to start getting ratables and to stop just taxing the ordinary middle class. He said there are ordinances that do not allow development of ratables because the minimum lot size is 50 by 100. He would like to see this changed.

Councilman Rice commended Mr. Randolph and said it makes him feel good to see members of his community who are concerned to come before the Council. He said he agreed with the comments of Mr. Randolph. He said he hoped the Council would stay aware of these problems and continue to collectively impact on State as well as local elected officials and administrators to make these changes. He said the West Ward as it stands at present is probably faced with one of the most serious housing problems that the City has had since the 60's. He noted that within the last 5 years the majority of homeowners who purchased homes in the City of Newark purchased them in the Vailsburg community, but they purchased them at interest rates of 14½ to 17½ percent. Because of the economics today these people are losing those homes. He said unless they can come up with a system, the banks and the Federal Government are going to allow those properties to sit for a year or two and the vandals will tear them down overnight. He said they will be faced with the first opportunity to have a slum overnight.

Councilman Martinez said he did not think there was one Council Member present who would not have voted for \$10.15 tax rate if they could have found \$14 million because that is what it would take to bring the tax rate from \$11.58 to \$10.15. He noted there is a strong loitering law and noise ordinance on the books of the City of Newark. He said with reference to the Tax Study Commission that would come to Newark to study tax rate without giving the Council the opportunity to vote on the tax rate that is not true. The Tax Study Commission would be formed for the entire State of New Jersey to form alternatives on how to get real property valued from all of the cities within the State of New Jersey and different forms of property taxation. The tax rate would still be done by the Mayor and the Council of the City of Newark. He said he does not particularly welcome a Tax Study Commission unless they were to get the kind of taxation that would be fair for the City of Newark. He said the reason this Council was able to do away with re-evaluation was because Governor Byrne failed to appoint that Tax Study Commission. He also noted that the \$5 million returned by the Housing Authority would have nothing to do with the tax rate of the City of Newark. Councilman Martinez also said the Council cut over \$16 million or the tax rate would have been \$13.06.

Councilman Carrino said the State legislature changed the law from Title 2A to Title 2C two years ago and the new law says if there is a group of smaller than five you can make as much noise as you want and hang on the corner without violating the laws. It also said you can drink on the corner, you can gamble on the corner as long as no one is taking a cut and they almost said that you could have sex with a 13 year old girl if she said okay, but they found there was so much controversy in that, that they cut it out at the last minute. The new law that was changed in Trenton is the law that governs us and the City's ordinances are not legal any more.

Councilman James said he attended a meeting in the West Ward Community at Councilman Rice's headquarters when the West District Police Director stated he could not stop people from loitering or do anything with them. He said no one at that meeting agreed with him. He said he told him that when he walked in Irvington he was stopped and arrested and the only thing that saved him was he told them Judge Hazelwood was his father and they allowed him to go on. He said he also brought it to his attention that when a woman of color gave a party in West Orange and several residents from Newark attempted to get to West Orange one-half of them were arrested for walking in West Orange trying to reach her party. He said he indicated there seemed to be a dual standard in Newark and the suburban community. He said he would be willing to explore how they could lobby to put more teeth into this loitering question because of the downgrading of criminal acts in the City of Newark. He said if you break in to someone's house in Newark it is not considered the same as if you break into someone's house in West Orange. They consider that it is expected in Newark and they expect you to do it more often, so it is downgraded as a lesser offense. If you break into a house in West Orange, they did not expect you to do that, you had no business being there and it is considered a heavier criminal activity. He said that is highly discriminatory and he would hope the members presently on leave from the Police Department would join him in strengthening the teeth in that ordinance to bring about some greater concern.

Councilman Rice said one thing needs to be made clear. He said the City of Newark does not have a loitering ordinance that can really effectuate the type of removal they had prior to the New Jersey State Supreme Court decision. He said what the 2-C does is remove, although they have it in writing on their books, the effect of the City's Ordinance. He said it says unless you are interfering with Police Officers or there are some other grounds that can be found in 2-C to remove a person, the person or group of persons has a personal right to stand on the corner. Before that law they could be arrested for loitering if certain conditions were met. There is a law that deals with the drinking problem on the streets and that is the law he has asked the Police Director to attempt to enforce. He said he has found out that they can appeal to the State Legislators to create a loitering statute at the State Level that can be enforced in Newark. He said they are going to have to go collectively to the State and impact on the State Legislators. He said what is happening in the suburbs versus Newark is certainly discriminatory, but in the judicial system it is legal, because they call a lot of it prosecutory discretion and unfortunately that discretion is used and looked at differently than it is in the City of Newark.

A motion to permit Ms. Arlene Henry and Mr. William Manns to be heard under Hearings of Citizens was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-f.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Council with respect to firing many people who are not doing their jobs. She noted the City of Newark needs a Woman Sanitation Director and that she was ready for the job. She said she would keep the City clean. She suggested that if the City was going to have the Summer Youth Employment Program this summer, that these youngsters be used to keep the streets clean instead of the Sanitation employees. She also suggested getting rid of the Office of Real Property, and advised there was no need for a Crime Analyst in the Police Department. She stated to the Council they should make a motion to extend the length of time to speak to 10 minutes.

6-HC-g.

MR. WILLIAM D. MANNS, JR., 260 IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the fact he disagreed with the motion with reference to Harold Edwards. He expressed his concerns about comments made by the South Ward Councilman. He advised that at the meeting referred to Mr. Edwards had not arrived until after Mr. Manns had spoken and was leaving.

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Councilman James requested a procedural point of information with reference to the policy that all issues be addressed to the Council rather than one individual.

President Grant responded the procedure of this Council has been to address the entire Council as opposed to one particular member of the Council.

Mr. Manns continued that his presence at Maple Avenue School came at the invitation of someone other than Mr. Edwards and that Mr. Manns' appearance was not occasioned by him.

Councilman James said there was a flyer distributed and a question was put forth if it was political and if their Clean City Program was becoming involved in politics. He said that the Councilman from the South Ward did not involve himself. Councilman James stated he was one of the ones that fashioned the words of simply asking the Business Administrator if the Clean City Program was involved in any political nature. He said the motion was merely a question. He said the Council's concern about the cleanliness of this City is legitimate. He said their concern that their "Love Newark Program" does not become involved politically is a legitimate concern. He said this body should be commended upon being in receipt of that and it could be for any person running for public office, simply said is this program involved. He said that a question being asked is no condemnation. It was brought to the Council's attention by a community person and rather than make a condemnation, this body asked a question.

Councilman Martinez stated as the person who seconded the motion he concurred with Councilman James. He said they not only have the right but the obligation to ask that question and whatever was determined from the question they will be prepared to accept that final answer.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ENTER INTO AGREEMENT WITH H. C. COPELAND ADMINISTRATIVE SERVICES, TO DRAFT A DEFERRED COMPENSATION PLAN THAT WILL MEET WITH APPLICABLE GUIDELINES OF INTERNAL REVENUE SERVICE AS WELL AS REQUIREMENTS PROMULGATED BY NEW JERSEY DIVISION OF LOCAL GOVERNMENT SERVICES; NO MUNICIPAL FUNDS REQUIRED. (COPY OF AGREEMENT ATTACHED)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by including a Deferred Compensation Committee be appointed including the Mayor or his designee, Finance Director, Personnel Director, Member of the Municipal Council, Member of the Law Department and two employee members was made by Councilman Tucker, seconded by President Grant and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes;

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION RATIFYING CONTRACT WITH RAMTEK CORPORATION OF AMERICA FOR PERIOD APRIL 1, 1983 TO MAY 18, 1983; FURTHER AUTHORIZING POLICE DIRECTOR TO EXECUTE AGREEMENT WITH RAMTEK CORPORATION OF AMERICA FOR MAINTENANCE SERVICE FOR THIRTY-SEVEN COMPUTER TERMINALS IN POLICE DEPARTMENT LOCATIONS, FOR PERIOD MAY 19, 1983 TO MARCH 31, 1984, FOR SUM OF \$13,186.; FUNDS ENCUMBERED IN 1983 POLICE DEPARTMENT BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE"; PURSUANT TO N.J.S.A. 40A:11-5 (1) (a) OF THE LOCAL PUBLIC CONTRACTS LAW)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Branch.

7-R-c.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH FRANK DeFONTE, M.D., FOR PROVISION OF MEDICAL SERVICES SPECIFICALLY COVERAGE FOR RADIOLOGY SERVICES TO NEWARK RESIDENTS AT THE DIVISION OF HEALTH, FOR PERIOD OF FEBRUARY 23, 1983, FEBRUARY 25, 1983, MARCH 1, 1983 AND MARCH 4, 1983; MAXIMUM AMOUNT TO BE PAID BY CITY \$281.44. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11-5 (1) (a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY DEPARTMENT OF EDUCATION FOR NECESSARY FUNDS TO CONTINUE IMPLEMENTING SUMMER FOOD SERVICE PROGRAM FOR CHILDREN (SuNuP), FOR PERIOD JULY 5, 1983 TO SEPTEMBER 30, 1983, FOR FUNDS IN AMOUNT OF \$1,105,024.59.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

RESOLUTION AMENDING RESOLUTION 7-R-cn (A.S.) NOVEMBER 23, 1982, CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION, BY RATIFYING CONTRACT FOR PERIOD MAY 1, 1983 TO MAY 18, 1983 FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE, COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT FOR PERIOD MAY 19, 1983 UNTIL JUNE 30, 1983; NO ADDITIONAL FUNDS REQUIRED.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 18, 1983

7-R-f.

RESOLUTION AMENDING RESOLUTION 7-R-f, OCTOBER 15, 1982, CONTRACT WITH HOUSING DEVELOPMENT AND REHABILITATION CORPORATION, BY RATIFYING CONTRACT FOR PERIOD MAY 1, 1983 TO MAY 18, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AGREEMENT FOR PERIOD MAY 19, 1983 TO MAY 31, 1983; NO ADDITIONAL FUNDS REQUIRED.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$20., PAYABLE TO MUNICIPAL COURT, TOWN OF KEARNY, UPON RECEIPT BY CORPORATION COUNSEL OF DOCUMENTS REQUIRED; CITY OF NEWARK DEMOLITION TRUCK WAS FOUND BEING OPERATED IN TOWN OF KEARNY WITHOUT AN APPROVED HEAD LAMP. (TOWN OF KEARNY INSTITUTED COMPLAINT IN MUNICIPAL COURT AT KEARNY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$1,750., PAYABLE TO JOSE VEGA AND GLORIA VEGA AND BLUME, VAZQUEZ, GOLDFADEN, KUHN & BERKOWITZ, ESQUIRES, 5 COMMERCE STREET, NEWARK, NEW JERSEY; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL. JOSE VEGA AND GLORIA VEGA, INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT, FOR PROPERTY DAMAGE ALLEGED TO HAVE OCCURRED TO THEIR PROPERTY, 8 SOUTH STREET, AS RESULT OF CITY DEMOLISHING A CITY-OWNED BUILDING, AT 10 SOUTH STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,978. PAYABLE TO ROBERT BURNS AND HIS ATTORNEY MELVIN A JACOBS; ROBERT BURNS INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, SEEKING DAMAGES FOR INJURY ALLEGEDLY SUSTAINED AS RESULT OF NEGLIGENCE OF EMPLOYEES OF CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND SUM OF \$750. ON DEPOSIT TO "RE-ELECT SHAPIRO COMMITTEE", 134 EVERGREEN PLACE, EAST ORANGE, NEW JERSEY, REQUIRED BY ORDINANCE 6-S & F-1, FEBRUARY 18, 1981 AS AMENDED. (ORDINANCE REGULATING THE POSTING OF POLITICAL CAMPAIGN SIGNS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$80,000, PAYABLE TO LUCILLE HARDING AND HER ATTORNEYS BROWN AND MANNS, 972 BROAD STREET, SUITE 204, NEWARK, NEW JERSEY; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL. LUCILLE HARDING, INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, SEEKING DAMAGES FOR PERSONAL INJURIES ALLEGEDLY INCURRED ON PROPERTY OWNED BY CITY OF NEWARK AT 566 HUNTERDON STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Branch.

7-R-l.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$25,000., PAYABLE TO SONJA CARROLL, INDIVIDUALLY, AND AS GUARDIAN AD LITEM FOR ANTOUN CARROLL, AND HER ATTORNEYS, FISH, FIELD & GREENSPOON, 2040 MILLBURN AVENUE, MAPLEWOOD, NEW JERSEY; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ANTOUN CARROLL, AN INFANT BY HIS GUARDIAN AD LITEM SONJA CARROLL, AND SONJA CARROLL, INDIVIDUALLY, INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY, SEEKING DAMAGES FOR PERSONAL INJURIES ALLEGEDLY INCURRED BY ANTOUN CARROLL IN 1978 AND 1979 WHILE HE RESIDED IN CITY-OWNED PROPERTY AT 20 POINIER STREET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A" UPON RECEIPT OF ALL DOCUMENTS DEEMED APPROPRIATE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 18, 1983

7-R-n.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HENRY MARTINEZ, SERGEANT OF POLICE, DEPARTMENT OF POLICE, FOR PERIOD BEGINNING JANUARY 1, 1983 AND ENDING JUNE 30, 1983. (COUNCILMAN - FIRST LEAVE BEGAN JULY 1, 1974.)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o.

RESOLUTION GRANT EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANTHONY CARRINO, POLICE OFFICER, DEPARTMENT OF POLICE, FOR PERIOD BEGINNING JANUARY 1, 1983, AND ENDING JUNE 30, 1983. (COUNCILMAN - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO CARMEN BIASE, PUBLIC RELATIONS OFFICER, DEPARTMENT OF POLICE, FOR PERIOD BEGINNING MAY 1, 1983 AND ENDING OCTOBER 31, 1983. (TO CONTINUE AS DEPUTY MAYOR - FIRST LEAVE BEGAN OCTOBER 23, 1973)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOHN GREEN, LABORER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, FOR PERIOD BEGINNING JANUARY 16, 1980, AND ENDING JULY 16, 1980. (TO WORK IN DEPARTMENT OF FINANCE, CLERK-DRIVER - FIRST LEAVE BEGAN JULY 16, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOHN GREEN, LABORER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, FOR PERIOD BEGINNING JULY 16, 1980, AND ENDING JANUARY 15, 1981. (TO WORK IN DEPARTMENT OF FINANCE, CLERK-DRIVER - FIRST LEAVE BEGAN JULY 16, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO JOHN GREEN, LABORER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, FOR PERIOD BEGINNING JANUARY 16, 1981 AND ENDING JULY 15, 1981. (TO WORK IN DEPARTMENT OF FINANCE, CLERK-DRIVER - FIRST LEAVE BEGAN JULY 16, 1979)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO WESTON MACKASON, LABORER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, FOR PERIOD BEGINNING JANUARY 16, 1980 AND ENDING JULY 16, 1980. (TO WORK IN DEPARTMENT OF FINANCE, CLERK-DRIVER - FIRST LEAVE BEGAN JULY 16, 1979)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO WESTON MACKASON, LABORER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, FOR PERIOD BEGINNING JULY 16, 1980 AND ENDING JANUARY 15, 1981. (TO WORK IN DEPARTMENT OF FINANCE, CLERK-DRIVER - FIRST LEAVE BEGAN JULY 16, 1979)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO WESTON MACKASON, LABORER, DEPARTMENT OF ENGINEERING, DIVISION OF WATER/SEWER UTILITY, FOR PERIOD BEGINNING JANUARY 15, 1981 AND ENDING JULY 16, 1981. (TO WORK IN DEPARTMENT OF FINANCE, CLERK-DRIVER - FIRST LEAVE BEGAN JULY 16, 1979)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

RESOLUTION DESIGNATING THE MONTH OF MAY 1983 AS "OLDER AMERICANS MONTH" IN THE CITY OF NEWARK, AND COMMENDING NEWARK'S SENIOR CITIZENS FOR THEIR ENDURING AND COUNTLESS CONTRIBUTIONS TO THE COMMUNITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 18, 1983

7-R-x.

RESOLUTION RECOGNIZING AND COMMENDING THE DEBATING TEAM FROM SCIENCE HIGH SCHOOL FOR WINNING THE STATE FORENSIC CHAMPIONSHIP IN THE VARSITY DIVISION, AND FINISHING SECOND IN THREE OTHER DIVISIONS, THUS REFLECTING GREAT CREDIT ON THEMSELVES AND THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

RESOLUTION RECOGNIZING AND COMMENDING MICHAEL SPINKS, LIGHT HEAVYWEIGHT BOXING CHAMPION OF THE WORLD, FOR HIS OUTSTANDING CONTRIBUTIONS TO SPORTS AND WELCOMING HIM TO THE CITY OF NEWARK ON MAY 13, 1983.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 25-29 FULTON STREET, BLOCK 15, LOTS 25, 26 & 27, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 982-984 BROAD STREET, BLOCK 882, LOT 66, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 33 HALSEY STREET, BLOCK 20, LOT 10, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 780-786 BROAD STREET, BLOCK 146, LOT 48, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING LOCAL #1233 OF THE INTERNATIONAL LONGSHOREMEN'S ASSOCIATION OF NEWARK, NEW JERSEY.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDER #1 FOR RESTORATION OF WOOD WORK FOR TOTAL SUM OF \$2,225. (RESOLUTION 7-R-r (A.S.) DECEMBER 30, 1982, CONTRACT WITH CHESSON CONSTRUCTION CO., INC., CONTRACT 82-55 PAINTING AND RELATED WORK, 2ND FLOOR OFFICES, CITY HALL, FOR TOTAL SUM OF \$29,400. WHICH INCLUDED ADD ALTERNATES B THROUGH K)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.
(A.S.)

RESOLUTION ACCEPTING BID OF JOSEPH SERRITELLA, HIGHEST BID, FOR PURCHASE OF CITY-OWNED PROPERTY, 38-48 SPRING STREET, NEWARK, NEW JERSEY, BLOCK 8, LOTS 83 AND 84, FOR SUM OF \$28,000.; PURSUANT TO N.J.S.A. 40A:12-13 (a), BASED UPON RESOLUTION 7-R-bw (A.S.) APRIL 20, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bg.
(A.S.)

RESOLUTION RECOGNIZING AND CONGRATULATING SOUTH STREET SCHOOL ON THE 100TH ANNIVERSARY OF ITS OPENING.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez

Councilman Tucker suggested that the Board of Education be encouraged to use the ideas promulgated in the South Street School celebration for other schools for similar affairs. He said the idea of alumni returning for this type of celebration created a great impression.

The motion was adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 18, 1983

7-R-bh.
(A.S.)

RESOLUTION CENSURING THE OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION FOR IMPOSING FINES OF ONLY \$720. FOR UNSAFE CONDITIONS AT THE TEXACO TANK FARM AT PORT NEWARK.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.
(A.S.)

RESOLUTION RESCINDING RESOLUTION 7-R-bp, MAY 4, 1983, AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE LEASING OF CITY-OWNED PROPERTY AT 195 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY; FURTHER AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF NON-RESIDENTIAL PROPERTY LOCATED AT 195 BLOOMFIELD AVENUE, BLOCK 536, LOT 1, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-14 (a) AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF NON-RESIDENTIAL PROPERTIES LISTED ON SCHEDULE C; PURSUANT TO N.J.S.A. 40A:12-14 (a) AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING NEWARK LODGE 12, FRATERNAL ORDER OF POLICE, FOR ITS MANY SERVICES TO THE LAW ENFORCEMENT OFFICERS AND THE CITIZENS OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS 3 AND 4 IN THE AMOUNT OF \$41,400.; FUNDS AVAILABLE FROM NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION. (RESOLUTION 7-R-cq, JULY 8, 1981, CONTRACT WITH D'ANNUZIO CONSTRUCTORS CORPORATION, 2435 PLAINFIELD AVENUE, SCOTCH PLAINS, NEW JERSEY, FOR THE VIRGINIA STREET PUMPING STATION - EMERGENCY WATER INTERCONNECTION IN AMOUNT OF \$2,021,168.16; RESOLUTION 7-R-o, MAY 4, 1983, AUTHORIZING CHANGE ORDERS 1 AND 2 IN AMOUNT OF \$17,163.15)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH GALANTE GENERAL CONTRACTING INC., R.D. #4, BOX 487, SUSSEX, NEW JERSEY, LOWEST RESPONSIBLE BID, FOR CONSTRUCTION OF RECREATION BUILDING AT ECHO LAKE, WEST MILFORD, CONTRACT 83-20 IN ACCORDANCE WITH PLANS AND SPECIFICATIONS, FOR TOTAL SUM OF \$301,502. WHICH INCLUDES THEIR BASE BID \$349,972; DEDUCT ALTERNATES #2-\$37,200.; #3-\$9,000.; #4-\$9,000.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.
(A.S.)

RESOLUTION WELCOMING THE STAFF AND STUDENTS OF JUDAH P. BENJAMIN ELEMENTARY SCHOOL FROM THE GREAT CITY OF NEW ORLEANS, LOUISIANA, ON THE OCCASION OF THEIR VISIT TO THE CITY OF NEWARK SPONSORED BY AUNT MILLIE'S CHILDREN'S LEARNING CENTER, INC.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.
(A.S.)

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL SPONSORING A HIGH SCHOOL SENIORS' ESSAY CONTEST UNDER THE AUSPICES OF THE NEWARK BOARD OF EDUCATION ENTITLED, "IF I WERE MAYOR OR COUNCILPERSON OF NEWARK, I WOULD DO THE FOLLOWING TO MAKE NEWARK A BETTER CITY IN WHICH TO LIVE."

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

RESOLUTION EXPRESSING NO CONFIDENCE IN THE ADMINISTRATION OF MILTON A. BUCK EXECUTIVE DIRECTOR OF THE NEWARK HOUSING AUTHORITY, AND CALLING FOR HIS IMMEDIATE RESIGNATION FOR THE GOOD OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 17 in the minutes of this meeting)

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CORPORATION COUNSEL TO PREPARE APPROPRIATE ORDINANCES FOR THE NEXT MUNICIPAL COUNCIL MEETING OF JUNE 1, 1983, DIVESTING THE HOUSING AUTHORITY OF THE CITY OF NEWARK OF ITS SLUM CLEARANCE AND URBAN REDEVELOPMENT POWERS, FUNCTIONS AND ACTIVITIES IN CONNECTION WITH FUTURE REDEVELOPMENT PROJECTS AND REDEVELOPMENT PROJECTS WHICH HAVE NOT PROGRESSED BEYOND PRELIMINARY STUDY; AND, FURTHER, DESIGNATING THE COMMUNITY DEVELOPMENT ADMINISTRATION IN THE OFFICE OF THE MAYOR AS THE APPROPRIATE AGENCY TO CARRY ON FUTURE SLUM CLEARANCE AND URBAN REDEVELOPMENT ACTIVITIES.

(For action on this motion see page 21 in the minutes of this meeting)

7-M-b.

A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO INVESTIGATE WHETHER HAROLD EDWARDS WAS ACTING IN HIS OFFICIAL CAPACITY AS COORDINATOR OF THE "LOVE NEWARK -- KEEP IT CLEAN" CAMPAIGN WHEN HE INTRODUCED TWO CANDIDATES FOR STATE ASSEMBLY NOMINATIONS AT A CAMPAIGN APPEARANCE ON MAY 17, 1983 AT MAPLE AVENUE SCHOOL ANNEX.

(For action on this motion see page 23 in the minutes of this meeting)

7-M-c.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL RECOGNIZING AND COMMENDING THE NEWARK CHAPTER OF LAS AMIGAS, ON THE OCCASION OF ITS 7TH ANNUAL SCHOLARSHIP DINNER-DANCE, FOR ITS COUNTLESS CONTRIBUTIONS TO THE CIVIC AND SOCIAL LIFE OF THE NEWARK COMMUNITY AND EXTENDING SINCERE BEST WISHES TO THE ORGANIZATION THAT THROUGH ITS GOOD WORKS, THE FUTURE OF LAS AMIGAS WILL BE AS BRIGHT AND REWARDING AS ITS PAST, was made by President Grant, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION CALLING FOR A MEETING WITH OFFICIALS OF TRANSPORT OF NEW JERSEY REGARDING THE BUS ROUTES AND SERVICES IN THE CITY OF NEWARK, was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO PREPARE APPROPRIATE RESOLUTIONS FOR THE JUNE 22, 1983 MEETING TO BE PRESENTED TO THE REPRESENTATIVES OF THE AFRICAN NATIONS WHO VISITED NEWARK DURING THE BLACK HERITAGE DAY PARADE; FURTHER, A RESOLUTION OF COMMENDATION TO THE AFRO-AMERICAN ASSOCIATION OF NEWARK AND THE BLACK HERITAGE PARADE, was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-f.

A MOTION BY THE MUNICIPAL COUNCIL URGENTLY REQUESTING THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ACT FAVORABLY ON THE APPLICATION OF THE NEWARK HOUSING REDEVELOPMENT AUTHORITY FOR THE CONTINUED UPGRADING AND MODERNIZATION OF THE HAYES HOME HOUSING PROJECT AND TO RETURN TO THE NEWARK HOUSING REDEVELOPMENT AUTHORITY THE UNEXPENDED FUNDS PREVIOUSLY ALLOCATED FOR THE REHABILITATION OF HAYES HOMES HOUSING PROJECT, was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-g.

A MOTION ENDORSING BILL A-1312, WHICH WOULD AUTHORIZE MUNICIPALITIES TO LEASE AND SELL CERTAIN PROPERTIES TO 'RESIDENT FIRST-TIME HOMEBUYERS,' AND URGING GOVERNOR KEAN TO SIGN THIS BILL INTO LAW AS SOON AS POSSIBLE, was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-h.

A MOTION DIRECTING THE CITY CLERK TO INFORM DIRECTORS CHAVIS AND CHEROT TO PROCEED WITH THEIR RESPECTIVE OPERATIONS RELATIVE TO THE RECREATIONAL AND SUMMER FOOD PROGRAM STREET CLOSINGS, was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-i.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF ISAAC GARY, JR., FAITHFUL EMPLOYEE OF THE CITY OF NEWARK AND LONGTIME COMMUNITY LEADER, was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE UNTIMELY DEATH OF MICHAEL W. BROWN, SON OF WILLIAM H. BROWN, FORMER ASSISTANT SUPERINTENDENT OF SCHOOLS, was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-k.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF PATRICK J. YORKE, SR., FAITHFUL EMPLOYEE OF THE NEWARK BOARD OF EDUCATION AND LONGTIME COMMUNITY LEADER, was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-l.

A MOTION RECOGNIZING AND COMMENDING THE REVEREND HENRY JOHNSON, JR., ON THE OCCASION OF HIS INSTALLATION AS PASTOR OF THE WASHINGTON PRESBYTERIAN CHURCH OF READING, PENNSYLVANIA, ON SUNDAY, MAY 22, 1983; FURTHER THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES HEREBY EXTEND ITS BEST WISHES AS PASTOR OF WASHINGTON PRESBYTERIAN CHURCH AND FURTHER WISHES HIS FUTURE TO BE AS RICH AND REWARDING AS HIS PAST, was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-m.

A MOTION REQUESTING THE APPROPRIATE OFFICIALS OF THE DEPARTMENT OF HEALTH AND WELFARE AND BOARD OF ADJUSTMENT TO IMMEDIATELY INSPECT THE PROPERTIES AT THE INTERSECTION OF PESHINE AND AVON AVENUES FOR ALLEGED SQUATTERS AND ILLEGAL REPAIR SHOP OPERATIONS AND PROCEED WITH ALL DUE HASTE TO PERMANENTLY CORRECT ANY ILLEGALITIES UNCOVERED; FURTHER, TO FORWARD A REPORT OF THEIR ACTIONS ON THIS MATTER TO THE MUNICIPAL COUNCIL AS SOON AS POSSIBLE, was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-n.

A MOTION REQUESTING THE CHAIRPERSON OF THE BOARD OF THE NEWARK HOUSING AUTHORITY TO INFORM THE GOVERNING BODY OF ANY CONSULTING CONTRACT IN EXISTENCE BETWEEN MR. DON HARRIS AND THE NEWARK HOUSING AUTHORITY, AND IN ADDITION, TO INFORM COUNCIL IF THE BOARD IS CONSIDERING PAY RAISES FOR THE EXECUTIVES OR ADMINISTRATIVE STAFF OF THE HOUSING AUTHORITY, was made by Councilman James, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-o.

A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO TAKE IMMEDIATE STEPS TO ALLEVIATE THE HAZARDOUS TRAFFIC CONDITIONS WHICH EXIST IN THE VICINITY OF AVON AVENUE/STRATFORD PLACE/HILLSIDE AVENUE/IRVINE TURNER BOULEVARD/CLINTON AVENUE, was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-p.

A MOTION REQUESTING THE POLICE DIRECTOR AND THE COMMANDER OF THE SOUTH DISTRICT POLICE STATION TO EXERT WHATEVER MEANS NECESSARY TO DISBURSE THE CONGREGATION OF YOUNG PEOPLE FROM THE CORNERS OF WAINWRIGHT AND CHANCELLOR, AND HANSBURY AND MAPLE AVENUES, was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-q.

A MOTION CONGRATULATING W. WILSON GOODE ON HIS GREAT VICTORY IN THE DEMOCRATIC MAYORAL PRIMARY IN THE CITY OF PHILADELPHIA ON MAY 17, 1983, was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-r.

A MOTION RESCHEDULING THE JUNE 15, 1983 REGULAR MEETING TO JUNE 22, 1983, was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

May 18, 1983

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

/ 8-a.

The City Clerk presented PROPOSED "ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Teare and Engineering Director Zach met with the Council May 17, 1983)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 9, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON RECTOR STREET."

(Section 23:5-1, Parking Prohibited At All Times.

Deleting Rector Street, Both sides, between McCarter Highway and Park Place.

Adding Rector Street, North side, beginning at the easterly curblin of Park Place and extending 180 feet easterly therefrom.

South side, between Park Place and McCarter Highway.

Section 23:5-2, Parking Prohibited at Certain Times.

Adding Rector Street, North side, beginning 315 feet east of the easterly curblin of Park Place and extending to McCarter Highway. From 7:00 A.M. to 9:00 A.M. and 4:00 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading and invite Engineering Director Zach and Traffic Engineer Ceballos to the pre-meeting conference, May 31, 1983 was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/ 8-c.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 9, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 13TH STREET AS A ONE-WAY STREET."

(Deleting South 13th Street, Southbound, from West Market Street to Gould Avenue.

Adding South 13th Street, Southbound, from West Market Street to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 9, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON 1ST STREET."

(1st Street, Between Orange Street and 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 9, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED." (TO ADJUST THE SALARY RANGE FOR SENIOR BUYER IN THE DEPARTMENT OF ADMINISTRATION)

(Under Ordinance 6-S & F-v, August 11, 1982, 5% increase was included in this title - included in Civil Service Association, Essex Council #1 - Additional 20% now being given)

(Central Purchase Senior Buyer

(35 Hours)

\$15,703.91 - \$19,087.48)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading and amending ordinance by reducing salary range to a 5% increase was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented PROPOSED "ORDINANCE AMENDING CHAPTER 11 OF TITLE 15, NONE-RESIDENTIAL PROPERTY MAINTENANCE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REQUIRING ALL BUSINESSES TO POST AFTER HOURS AND EMERGENCY PHONE NUMBERS AT THE ENTRANCE TO SAID BUSINESS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.

The City Clerk presented PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT TITLE 22, CHAPTER 15, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED AND SUPPLEMENTED. (TO INCLUDE A NEW SECTION REQUIRING EACH OWNER OF OCCUPIED REAL ESTATE TO CLEARLY POST THE PROPER STREET ADDRESS, IN LARGE NUMERALS AT THE ENTRANCE OF THE RESPECTIVE PROPERTY)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-h.
(A.S.)

The City Clerk presented PROPOSED "ORDINANCE TO AMEND TITLE 4, CHAPTER 2, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION PROVIDING FOR AN ANNUAL INCREASE IN THE ANNUAL LICENSE FEES FOR PLENARY RETAIL CONSUMPTION LICENSES AND PROVIDING FOR THE ACQUISITION AND RETIREMENT OF PLENARY RETAIL CONSUMPTION LICENSES."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 1, 1983 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

No: President Grant.

8-i.
(A.S.)

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 17, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DAYTON STREET AND LUDLOW STREET AS ONE-WAY STREETS."

(Deleting Dayton Street, Northbound, from the Elizabeth City Line to Ludlow Street.
Southbound, from Evergreen Avenue to the Elizabeth City Line.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q, on page 8 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED APRIL 25, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 9(b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING A NEW PROVISION."

(Authorizes City Personnel Officer to serve as City Representative on any Health Maintenance Organization contracted by City)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Teare met with the Council May 17, 1983)

A motion to return this ordinance to Administration was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR, RECEIVED MARCH 28, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE.

(Fleetwood Place, South side, beginning 35 feet west of the westerly curbline of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance table April 20, 1983)

(Ordinance removed from the table May 18, 1983)

(For action on this item, see Ordinance 6-F-o, on page 7 in the minutes of this meeting)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from April 25, 1983 to May 9, 1983.

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Benedict's Church	8881 (Amended)
Blessed Sacrament Rosary Society	8903
Rosary Confraternity St. Rose of Lima Church	8905

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
United Community Baptist Church	8895
Sacred Heart Cana Club	8896
Cana Club of Sacred Heart Church, Vailsburg	8897
Sacred Heart Church	8898
Sacred Heart Church	8899
Newark Chapter of UNICO National	8900
The Leaguers, Inc.	8901
Our Lady of Perpetual Help	8902
Youth Consultation Service of the Diocese of Newark	8904

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

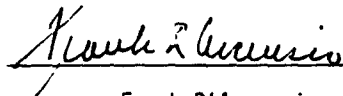
May 18, 1983

ADJOURNMENT.12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by President Grant by the following votes:

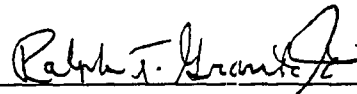
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 12:00 A.M.

APPROVED:

Frank D'Ascensio

City Clerk



Ralph T. Grant, Jr.

President

Newark, New Jersey, June 1, 1983

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P.M.

1511

The audience arose for the National Anthem.

The prayer was offered by Reverend Benjamin Piazza, St. Francis Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant James Reed, Sergeant at Arms, Assistant Corporation Counsel Sheree Johnson.

(Councilman Martinez arrived 1:22 P.M.)

(Councilman Payne arrived 1:22 P.M.)

(Councilman Carrino arrived 1:25 P.M.)

President Grant recognized some students from St. Benedict's Prep School who were present in the audience together with Father Matthew. They have been invited by Councilwoman Marie L. Villani and they welcome them to the Council Chamber.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on May 25, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of Office of the City Clerk, for the month of April, 1983.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-b. The City Clerk presented Board of Education Capital Project Status as of January 31, 1983, submitted by Finance Director Jones. (Copy submitted to each Member of the Council)

A motion that the Status Report be received and placed on file was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

4-c. The City Clerk presented Board of Education Capital Project Status as of February 28, 1983, submitted by Finance Director Jones. (Copy submitted to each Member of the Council)

June 1, 1983

A motion that the Status Report be received and placed on file was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, James, Rice, Tucker, Villani,
 President Grant.

4-d.

The City Clerk presented Report of Redevelopment and Housing Authority listing property acquisitions for Urban Renewal Projects R-58 and R-121, for the months of March and April, 1983.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
 President Grant.

4-e.

The City Clerk presented Copy of Minutes of Joint Meeting Maintenance, held April 21, 1983.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
 President Grant.

4-f.

The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held April 26, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
 President Grant.

4-g.

The City Clerk presented Copy of Minutes of Meeting of Passaic Valley Sewerage Commissioners, held March 10, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
 President Grant.

4-h.

The City Clerk presented Copy of Minutes of Meeting of Passaic Valley Sewerage Commissioners, held April 14, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
 President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

6-F-a.

The City Clerk read An Ordinance amending Section 23:5-13, Reserved Parking Spaces, for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto reserved parking spaces on Broad Street and Lake Street.

June 1, 1983

(Broad Street, East side, beginning 234 feet south of the southerly curb-line of Edison Place and extending 22 feet southerly therefrom.

Lake Street, East side, beginning 757 feet south of the southerly curb-line of Bloomfield Avenue and extending 24 feet southerly therefrom.

East side, beginning 168 feet south of the southerly curb-line of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-b.

The City Clerk read An Ordinance amending Section 23:5-13, Reserved Parking Spaces, for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a reserved parking space on Mott Street.

(Mott Street, East side, beginning 160 feet north of the northerly curb-line of Fleming Avenue and extending 24 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-c.

The City Clerk read An Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a reserved parking space on North 11th Street.

(North 11th Street, West side, beginning 170 feet south of the southerly curbline of 4th Avenue and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilmen Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-d.

The City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Downing Street as a one-way street.

(Deleting Downing Street, Eastbound, from Jefferson Street to Jackson Street

June 1, 1983

1514

Adding Downing Street, Westbound, from Jackson Street to Jefferson Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read An Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a reserved parking space on Oxford Street.

(Oxford Street, West side, beginning 333 feet south of the southerly curbline of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-f.

The City Clerk read An Ordinance amending Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting stopping or standing on High Street.

(High Street, Both sides, between Orange Street and State Street, at any time

Both sides, beginning at the southerly curbline of Orange Street and extending 320 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-g.

The City Clerk read An Ordinance amending Section 23:5-13, Reserved Parking Spaces, for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a reserved parking space on North 12th Street.

(North 12th Street, West side, beginning 140 feet north of the northerly curbline of 1st Avenue and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-h.

The City Clerk read An Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on Fleetwood Place.

(Fleetwood Place, South side, beginning 35 feet west of the westerly curblin of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled April 20, 1983)

(Ordinance removed from the table May 18, 1983)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-i.

The City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Dayton Street and Ludlow Street as One-Way Streets.

(Dayton Street, northbound, from the Elizabeth City Line to Ludlow Street
Ludlow Street, southbound, from Evergreen Avenue to the Elizabeth City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-j.

The City Clerk read An Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Rector Street.

(Section 23:5-1 - Parking Prohibited at All Times

Deleting Rector Street, Both sides, between McCarter Highway and Park Place

Adding Rector Street, North side, beginning at the easterly curblin of Park Place and extending 180 feet easterly therefrom
South side, between Park Place and McCarter Highway.

Section 23:5-2 - Parking Prohibited at Certain Times

Adding Rector Street, North side, beginning 315 feet east of the easterly curblin of Park Place and extending to McCarter Highway; from 7:00 A.M. to 9:00 A.M., and 4:00 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

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6-F-k.

The City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating South 13th Street as a one-way street.

(Deleting South 13th Street, Southbound, from West Market Street to Gould Avenue)

(Adding South 13th Street, Southbound, from West Market Street to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-l.

The City Clerk read An Ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 1st Street.

(1st Street, between Orange Street and 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani, President Grant.

6-F-m.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Senior Buyer in the Department of Administration)

(Under Ordinance 6-S & F-v, August 11, 1982, 5% increases were included in this title - included in Civil Service Association, Essex Council #1 - Additional 5% now being given)

(Central Purchase

Senior Buyer (35 Hours)

\$14,087.37 - \$16,489.10)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, James, Villani, President Grant.

Not Voting: Councilmen Rice, Tucker.

6-F-n.

The City Clerk read An Ordinance amending Chapter 11 of Title 15, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to add a new section requiring all businesses to post after hours and emergency phone numbers at the entrance to said business.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

6-F-o.

The City Clerk read An Ordinance to amend and supplement Title 22, Chapter 15, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (To include a new section requiring each owner of occupied Real Estate to clearly post the proper street address, in large numerals at the entrance of the respective property).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

6-F-p.

The City Clerk read An Ordinance to amend Title 4, Chapter 2, Section 2, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, to add a new section providing for an increase in the annual license fees for plenary retail consumption licenses and providing for the acquisition and retirement of plenary retail consumption licenses.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

6-F-q.
(A.S.)

The City Clerk read An ordinance amending Title 2, Article 10, Housing Authority, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 2:2-35, et seq), to divest the Housing Authority of the City of Newark of its Slum Clearance and Urban Redevelopment Powers, Functions and Activities in connection with slum clearance and future urban redevelopment which are not the subject of agreements heretofore entered into between the Housing Authority and the City of Newark between the Housing Authority and the United States of America.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, Villani,
President Grant.

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President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

(Councilman Martinez arrived 1:22 P.M.)

(Councilman Payne arrived (1:22 P.M.)

6-F-r.
(A.S.)

The City Clerk read An ordinance amending Title 2, Article 19, Community Development Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 2:2-82 et seq.) to designate the Community Development Administration as the Office within the City Government to coordinate and process slum clearance and urban redevelopment functions and activities.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

Not Voting: Councilman Payne.

President Grant: The yeses are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

6-F-s.
(A.S.)

The City Clerk read An ordinance amending and supplementing Sections 9 and 12 of Chapter 1, Arcades and Sections 3, 4 and 14 of Chapter 2, Coin-Operated Amusement Devices of Title 5, Amusements and Amusement Businesses, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani.

No: Councilman James, President Grant.

Not Voting: Councilman Martinez.

President Grant: The yeses are five, the noes are two and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

(Councilman Carrino arrived 1:25 P. M.)

A motion to consider Item 8-j on Ordinances for First Reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

Not Voting: Councilman Carrino.

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6-F-t.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey," (6-S & F-h) adopted November 2, 1966, as amended. (To adjust as per Labor Agreement, longevity pay for employees represented by the Fraternal Order of Police, Lodge #12).

(Union negotiated changes in longevity percentages)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to communicate with Administration requesting what fiscal impact this legislation would have on the City was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Tucker, Villani, President Grant.

No: Councilmen Carrino, Martinez, Rice.

A motion to consider Resolution 7-R-ci at this time was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ci.
(A.S.)

Resolution recognizing and commending the Administration, Staff and Drama Students of Newark's Arts High School for their accomplishments in the recent New Jersey Dramatic Competition sponsored by the Speech and Theater Association of America.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant read the following resolution:

WHEREAS, the Speech and Theater Association of America recently sponsored a state-wide dramatic competition for New Jersey high schools in which Newark's Arts High School finished in first place amongst all competitors; and

WHEREAS, approximately 30 students from Arts High School's Drama Department portrayed their favorite dramatic and comic scenes from movies and plays as well as performing improvisations created from their own imagination in which their skits and performances were judged according to realism, delivery and creativity; and

WHEREAS, it is a tribute to the Administration, Staff and students of Arts High School that they be judged so highly in competition with their peers from throughout the State of New Jersey and bodes well for the future, that the City of Newark is home to so many bright and talented young men and women of whom the government and citizens of this community can be justly proud;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize the Administrators, Drama Department Members and especially the students of Arts High School for their exemplary achievements and accomplishments in this recent competition and urges them to continue to aspire to the highest possible goals, in this way fulfilling their dreams and developing their talents to the greatest degree imaginable.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to each of the students so honored in remembrance of this occasion.

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President Grant presented suitably inscribed resolution to the Drama Students of Newark's Arts High School in behalf of the Members of the Municipal Council.

The students thanked the Members of the Municipal Council for this honor.

A motion to consider Item 8-k on Ordinances for First Reading was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(President Grant excused himself from the meeting for a few minutes at 1:38 P.M.)

(Councilman Donald M. Payne assumed the seat as Temporary President)

6-F-u.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries as per Labor Agreement with the Fraternal Order of Police, Newark, Lodge #12)

(6½% increase for 1983 and 6½% increase for 1984 - Union negotiated)
 (Police Officer 1/1/83 \$20,140.27 - \$21,032.17 - \$21,935.08
 (40 Hours) 1/1/84 21,449.39 - 22,399.26 - 23,360.85)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, Temporary President Payne.

Temporary President Payne: The yeases are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

6-F-v.
(A.S.)

The City Clerk read A Bond Ordinance amending Ordinance Number 6-S & F-h, finally adopted on December 19, 1979 and 6-S & F-s, December 7, 1981, by the City of Newark, in the County of Essex, New Jersey, finally adopted in order to provide for a change in the description of the purposes or improvements authorized to be undertaken under Project Number 1379 and to reduce the authorization for Project Number 3679 reappropriating \$200,000. of said authorization to Project Number 1379.

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said he has no problem dealing with that reality but he finds it difficult where they can come up in an emergency basis with \$200,000. for that building on Broad Street and yet they can't find \$100,000. to rehabilitate the lab at Science High.

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Temporary President Payne.

Not Voting: Councilmen Rice, Villani.

At a later time in the meeting, after Item 8-g, a motion to reconsider and remove from the table Ordinance 6-F-v and place on the Special Meeting of June 8, 1983 was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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The City Clerk was directed to send out special meeting notices to all interested parties placing this Ordinance and Resolution 7-R-cw on the Calendar of the Municipal Council for Wednesday, June 8, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Payne called for ordinances on public hearing, second reading and final passage.

6-Ph. S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Supervising Claims Examiner in the Department of Administration)

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 as amended and supplemented, be amended to adjust the salary as follows, to wit:

(c) Persomnel Division

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervising Claims Examiner 142911 (35 Hrs.)	1/1/83	\$ 14,956.57	\$ 18,178.48

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Payne called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen James, Rice, Tucker, Temporary President Payne.
Not Voting: Councilmen Branch, Carrino, Martinez, Villani.

A motion to close the hearing and table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Carrino, James, Rice, Tucker, Temporary President Payne.
Not Voting: Councilmen Branch, Martinez, Villani.

June 1, 1983

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sheet #17, of the Zoning District Map of Title 27, Zoning, (R.O. 27:2-2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to change Blocks 2392, 2393 and 2395A from a Third Industrial Zoned District to a First Industrial Zoned District.

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. The sheet of the Zoning District Map of Title 27, Zoning, be amended so that all those tracts of land designated as City Tax Blocks 2392, 2393 and 2395A from a Third Industrial Zoned District to a First Industrial Zoned District.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Payne called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by Temporary President Payne by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, Temporary President Payne.

Temporary President Payne: The yeases are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(President Grant returned at 1:45 P. M.)

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Contracts Administrator)

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Contracts Administrator 153901 (35 Hrs.)	\$ 16,489.54	\$ 20,037.60

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.

No: Councilman Carrino.

Not Voting: Councilmen Rice, Tucker.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement the Rent Control Ordinance of the City of Newark, to allow the Office of Rent Control to accept applications for senior citizen tenants and disabled citizen tenants for protected status from eviction resulting from condominium or cooperative conversions.

Now, Therefore, Be it Ordained by the Municipal Council of the City of Newark, New Jersey, County of Essex and State of New Jersey, That:

Section 1. Title 15, Chapter 9B, Section _____ of the Revised Ordinances of the City of Newark, New Jersey, is hereby supplemented and amended to read as follows:

The Administrator of the Office of Rent Control shall be empowered to accept applications from senior citizen tenants or disabled tenants for the purpose of determining their eligibility for protected tenancy status from eviction resulting from condominium or cooperative conversions.

The Administrator may appoint a hearing officer for the purpose of making determinations of these applications. Such determinations shall be guided by the eligibility standards described in the Senior Citizens and Disabled Protected Tenancy Act; N.J.S.A. 2A:18-61.22.

A fee of Three Hundred and Fifty Dollars (\$350.00) shall be charged to the landlord when a hearing officer is appointed by the Administrator of the Office of Rent Control.

A fee of Thirty Dollars (\$30.00) shall be charged to the landlord for each tenant that the Rent Control Board is obligated to notify pursuant to this section and pursuant to N.J.S.A. 2A:18-61.22, et seq.

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The Rent Control Board shall hear all appeals from the determination of the Administrator of the Office of Rent Control or any hearing officer appointed by the Administrator.

Section 2. Any existing ordinances or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publications in accordance with the law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range for Assistant Assignment Clerk and Counselor, Bi-Lingual in Spanish and English in the Municipal Courts)

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

SECTION 1. That Section 1(c) of an ordinance entitled, "An Ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the titles and salary ranges as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Assignment Clerk 102921 (35 Hrs.)	\$ 15,582.11	\$ 18,940.00
Counselor, Bi-Lingual in Spanish & English 142912 (35 Hrs.)	\$ 13,460.92	\$ 16,360.62

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Minority Business and Employment Development Officer and to delete the title and salary range for Affirmative Action Officer)

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

SECTION 1. That Section 1. (f) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Minority Business and Employment Development Officer, as follows, to wit:

(f) NEWARK HUMAN RIGHTS COMMISSION

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Minority Business & Employment Development Officer (35 Hrs.) 15590	1/1/83 1/1/84	\$ 26,858.62 \$ 28,201.55	\$ 32,645.84 \$ 34,278.13

SECTION 2. That Section 1 (f) of the aforementioned ordinance be further amended to delete the title and salary range for Affirmative Action Officer, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Affirmative Action Officer (35 Hrs.) 154945	1/1/83 1/1/84	\$ 26,858.62 \$ 28,201.55	\$ 32,645.84 \$ 34,278.13

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to amend the ordinance by deleting therefrom salary range for the year 1984 was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani

The City Clerk stated that the ordinance, as amended, will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance, and the ordinance, as amended, will be considered for further action on June 22, 1983.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance establishing an Arson Investigation Unit within the Fire Department of the City of Newark; pursuant to N.J.S.A. 40A:14-7.1

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

1. Pursuant to N.J.S.A. 40A:14-7.1 there is hereby established within the Fire Department of the City of Newark an arson investigation unit which shall be responsible for conducting investigations of arson, suspicious fires and explosions within the City of Newark.

2. Before any member of the Fire Department shall be assigned to the arson investigation unit, he shall have successfully completed a course of training approved by the Police Training Commission and an arson investigation training course approved by the Department of Law and Public Safety.

3. Members of the arson investigation unit shall have the same powers and authority as police officers within the City of Newark while engaged in the actual performance of arson investigation duties, specifically including the right to carry firearms pursuant to regulations promulgated by the Director of the Fire Department of the City of Newark.

4. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Chapter 3, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. Title 2, Administration; Chapter 3, Office of the City Clerk of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby further amended and supplemented by adding thereto the following:

2:3-2.1 Deputy City Clerk

(a) Position created; compensation.

The position of deputy city clerk, in the Office of the City Clerk, at an annual salary to be fixed by ordinance of the Municipal Council, is hereby created.

(b) Appointment; term.

(b.1) The Municipal Council shall appoint a deputy city clerk and who shall, prior to his appointment, have been qualified by training and experience to perform the duties of the office.

(b.2) The deputy city clerk shall serve for a term to be fixed by the Municipal Council at the time of appointment, but in no event shall said term be equal to or longer than the term of the city clerk, if when the deputy city clerk is initially appointed the city clerk is serving under his initial appointment of 5 years as provided for in Revised Ordinance 2:3-1 of the City of Newark, New Jersey.

(c) Powers and Duties, generally.

(c.1) The deputy city clerk shall perform all such duties as may be directed or prescribed by the Municipal Council and the city clerk, but the duties of the deputy city clerk shall not include any of the duties of the executive or administrative branches of the municipal government as provided for by law.

(c.2) The deputy city clerk shall have all the powers and shall perform all the duties of the city clerk during such times and for such specific periods as the city clerk shall be absent.

Section 2. The initial compensation for the position of deputy city clerk shall be an annual sum of \$42,500.00, which amount may be amended only by ordinance of the Municipal Council.

Section 3. The hereinabove created position is to be considered as in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in said position shall be responsible for the completion of his assigned duties and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Only where necessary for the determination of vacation or sick pay, or as necessary to meet the requirements of a computerized payroll system, the hereinabove noted position may be considered on the basis of a thirty-seven and one-half hour work week.

Section 4. If any section, sentence, clause, phrase or portion of this ordinance is for any reason held invalid of unconstitutional by any court or government agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail the give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance amending Sheet #1 of the Zoning District Map of Title 27, Zoning (R.O. 27:2-2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to change Blocks 813 (Part of), 845, 846, 849 and 849A from a First Industrial Zoned District to a Second Business Zoned District, and Block 844 from a Second Industrial Zoned District to a Second Business Zoned District.

Be it ordained by the Municipal Council of the City of Newark, New Jersey, That:

Section 1. The sheet of the Zoning District Map of Title 27, Zoning be amended, so that all those certain tracts of land designated as City Tax Blocks 845, 846, 849 and 849A, from a First Industrial Zoned District to a Second Business Zoned District and that part of City Tax Block 813 beginning at the northwest intersection of Mt. Prospect Avenue and Coeyman Street; thence northerly along Mt. Prospect Avenue to the southwest intersection of Mt. Prospect Avenue and Verona Avenue; thence westerly along Verona Avenue to the southeast intersection of Verona Avenue and Clifton Avenue; thence southerly along Clifton Avenue to the northeast intersection of Clifton Avenue and Coeyman Street; thence easterly along Coeyman Street to the Point and Place of Beginning also be amended from a First Industrial Zoned District to a Second Business Zoned District; and City Tax Block 844 from a

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Second Industrial Zoned District to a Second Business Zoned District on the official Tax Map and Tax Duplicate of the City of Newark (1978) is hereby changed accordingly.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the amendment to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance, as amended, on second reading and final passage was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended will be considered on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Crime Analyst)

Be it ordained by the Municipal Council of the City of Newark, New Jersey:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977 as amended and supplemented be supplemented to create the title and salary range for crime analyst, as follows to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Crime Analyst 153955 (40 Hrs.)	\$ 17,915.04	\$ 21,773.66

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final and publication and in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the amendment to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance, as amended, on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage:

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond ordinance providing for various school improvements in and by the City of Newark, appropriating \$9,088,000. therefor and authorizing the issuance of an amount not to exceed \$9,088,000. of qualified school bonds and temporary notes or loan bonds in anticipation of the issuance of said bonds to finance the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. John B. Frohling of Frohling and Hanley met with the Council April 19, 1983)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of debt statement was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Payne said they have asked that the \$100,000. be included in this bond issue for laboratories at University High. He does not understand why this has not been done.

President Grant informed the Council that he had met with Mayor Gibson and Assistant Business Administrator Banker. The Mayor directed Assistant Business Administrator Banker to prepare the necessary legislation for submission to this Body.

A motion to permit the television cameras which are in the balcony to film from the ground floor was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

HEARINGS OF CITIZENS.

6-HC-a.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, noted he addressed the Municipal Council at their September 1, 1982 meeting with respect to the operation of the Newark Housing Authority. He stated at that time that the fundamental reason for the deplorable conditions of housing is the irresponsibility or lack of concern of Members of the Authority, indifferent and or incompetent

management, less than knowledgeable supervision of the work force and lack of understanding of the elements of the routine maintenance demanded by these projects and all of these will persist regardless of the amount of funding. The speaker felt without an organizational chart, nobody knows what is going on. The speaker opined in order to have a successful management, Administration has to plan, organize, delegate and supervise. If an Administrator omits any of these, failure is certain. He said he sees no evidence these requirements have ever been met in this instance and the results are obvious. He stated the survey now under way will certainly define the problem clearly and make equally clear requirements for solutions. He hoped that it will offer viable options and that one of them would be what he suggested eight months ago, namely, to employ competent real estate management firms to manage public housing in the same manner as any other apartment complex removing this responsibility from the Housing Authority.

Councilman Tucker said the Council had adopted an ordinance which divests the Housing Authority of its urban renewal responsibility and places that responsibility in the Community Development Administration/Mayor's Policy and Development Office. He agreed with Mr. Henderson when he related to the fact the Housing Authority administratively leaves a great deal to be desired. He thinks those concerns are shared by this Council, the tenants of public housing and to a certain degree by representatives of the Federal Government. He noted the Housing Commissioners voted affirmatively on a "vote of confidence" for Mr. Buck and his administration. The Mayor has clearly indicated that Mr. Buck has done a fine job. The majority of this Council is clearly of the opinion that Mr. Buck has not done a fine job and there is a need for many changes. He said the tenants met with the Mayor who reiterated to them that Mr. Buck is a fine man and the Administration of the Housing Authority would not change. Councilman Tucker opined that what the Mayor was saying to every person living in public housing and to the vast majority of the citizens of the City of Newark was that regardless of whether a person performs adequately or not, based on the Mayor's commitment, that person will stay. He commented that this Council had done what they could through legislation and would continue to move affirmatively to resolve some of the problems. He said he would continue to make it his business to at least insure that the \$52 million would be utilized in an effective way for the tenants of public housing.

Councilman Rice stated his vote was a vote to the people indicating that he recognized that they can no longer stand still and deal with the problems of the City of Newark. He thinks what is taking place presently with the Housing Authority is a clear example of the position that the Council is now going to take as a Body in order to continue to progress in the the City of Newark. The Police Department and other entities of the City of Newark have a mandate and a responsibility to serve the citizens. Directors and Administrators need to take note that they can no longer stand still. He thinks when it comes to the public, those who are elected have a very serious responsibility to the citizens and those responsibilities are no different in degree to those who are appointed as Administrators by elected officials. The vote from the West Ward represents disenchantment with some of the leadership in the City of Newark.

Councilman James said he certainly appreciated the speaker's remarks and he wanted to concur that he personally is somewhat shameful of the conditions of public housing. The only reason there is movement today is because the tenants themselves are crying out loud and as long as they continue to cry out loud politicians will do things. If the tenants become complacent and accept those things, politicians will simply honor them every four years with a visit for their votes. He heard this morning that they are going to send 50 maintenance people over there and wave a "magic wand" over all of the problems. He thinks it is a more serious problem they are addressing and they lack the expertise to do the job. He thinks they should bring experts in who have a track record of dealing with problems, who have a track record of solving problems, who can really be innovative and creative in the many administrative problems that are addressing the City. They need to get the best person to do the job. Mr. Buck and the present Administration cannot do the job, as they are paying a firm \$400,000. to tell them what to do. They are spending a million dollars to tell \$60,000. executives what to do and they all sit here and say "they are doing a great job." They do not know the job and that is why they cannot do the job.

Councilman Carrino said unfortunately no one knows whether splitting the Housing Authority will improve the quality of life of Newark residents living in public housing or improve the operation of the Housing Authority. He opined the underlying factor is they had to take alternate and drastic actions to correct something that could have been corrected easily by having the proper people run

those agencies.

6-HC-b. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Reaganomics.

6-HC-d. MR. ROBERT BLAKELY, 28 BRANFORD PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of the Ethos Trading and Merchandising Corporation. The speaker noted for five years they have been trying to establish the Central Station Mall and Market place on the Central Railroad Property which is City-owned. He requested the Council do whatever they can to help them get this property so they could turn it into something everyone could be proud of.

President Grant said the speaker mentioned that his project had the endorsement of Councilman Martinez and Councilwoman Villani. He did not think there is any Council person who has not been apprised of what Mr. Blakely is trying to do. During the era he sat on the Real Estate Commission, Mr. Blakely appeared before the Commission and there was always a bottom line question "Where will the dollars come from?" to finance such a tremendous undertaking. He thinks it is a tremendous task and something that Newark needs. He asked him to produce financial statements for his proposal to the City so they can seriously consider it. All City-owned property has to be properly advertised and bid on. He may or may not be the successful bidder. The speaker's proposal should identify the number of dollars needed. He thinks they were talking in excess of \$15 to \$20 million to properly rehabilitate this property. He questioned the speaker whether he had commitments from lending institutions.

Mr. Blakely responded from time to time banks have made commitments but due to the delays of the Real Estate Commission, have always withdrawn them. He said at the present time the Midlantic Bank is the lead bank and has given them a temporary commitment but they must get some kind of hold on the property.

President Grant noted a few years ago Mr. Blakely was given explicit information on how to go about getting a hold on the property. He should appear before the Commission, present his ideas and come up with a sound proposal, then ask for a hold on the property. In the meantime he should be out seeking the necessary funding for his venture.

Mr. Blakely advised the Council he has already submitted a proposal to the Real Estate Commission.

6-HC-e. MR. DAVID H. KERR, PRESIDENT OF THE INTEGRITY HOUSE, 103 LINCOLN PARK, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a proposed resolution barring their program expansion at Lincoln Park. The Integrity program has been at this location for 15 years.

Councilman Carrino informed the speaker that there is no resolution before the Council condemning his expansion.

Mr. Kerr noted there has been one resident of Lincoln Park who has not spoken favorably about them. The speaker highlighted on the positive aspects of his Program and what they have done for the community.

Councilman Rice questioned whether or not Mr. Kerr believed in fair share. From his observation when he was a Police Officer and assigned to that area for 6½ years Integrity House had developed a relationship in a program that has been helpful but the question is "Where is the Limit?" He said they recognize their responsibilities and know the residents of Integrity House are being treated. He wondered if the speaker ever thought about limits where there can be some harmony, where there is an acceptance of a social community, a treatment program with the people in that community.

Mr. Kerr opined neighborhoods should work together and have an understanding of everyone's needs and work towards that. He stated Integrity House is not expanding their program and have not expanded it in years. He said what Mr. Edson considers expansion is when they have to renovate for the State life safety code. He said if they did not renovate the State would not license them.

Councilman James thanked the speaker for his appearance. He noted that Mr. Edson has appeared before Council several times attacking Integrity and other

Drug Rehabilitation Centers in the Lincoln Park area. He said this evening the speaker comes and indirectly attacks Mr. Edson's credibility. He said the most important role for both of these citizens and for other individuals of that neighborhood is to come together in the community.

Councilman Tucker said he secured that building in Lincoln Park for Integrity. He opined they should look back at what that area was before these programs came. It was dilapidated, completely run down and people were giving their buildings away because they did not want to live in that area. The Lincoln Park area was cleaned up by the participants of these drug rehabilitation programs. Mr. Edson has clearly indicated that the drug programs are messing up his neighborhood. He noted that upon inspection of the properties owned by C.U.R.A. and Integrity, they may find the drug programs are keeping their properties a lot better than the new people who have moved there. He said it is not fair to listen to only one side of the story. He said he takes major exception to the Executive Director of Symphony Hall reproducing Mr. Edson's papers criticizing Integrity. He does not deny the fact that the area around Lincoln Park has a higher concentration of drug rehabilitation programs than any other area in the City. He thinks it is important also to know that most of the anti-social deviant behavior does not come from the residents of the drug rehabilitation programs. He said Integrity, C.U.R.A. and the other drug rehabilitation programs were there and started the redevelopment process of Lincoln Park and Mr. Edson came after that process was completed. Now it is Mr. Edson's opinion to get rid of the programs which started the rehabilitation process and have Integrity give the building to him so he can sell them and make it into a purely residential community. He does not believe Integrity should take the brunt of any kind of overall criticism indicating they are running the neighborhood down. From his standpoint and that of a large percentage of people who frequent that neighborhood constantly, Integrity has been one of the most stabilized portions that the Lincoln Park Area has had for a number of years. He reiterated that he is not going to accept all the negative criticism and that they have to get rid of the drug programs for Mr. Edson.

Councilman Carrino said he is not an advocate of drug rehabilitation centers but the fact remains that Integrity and C.U.R.A. have stabilized that area. He noted in the North Ward they have Renaissance, which is located on Norfolk Street, a dilapidated area. This building stands out. It is fenced in and the residents clean the street every morning. He thinks it is incumbent upon them as the City Government to meet with the residents of this area and with the people from Integrity and try to satisfy the needs of all the community. He does not think the Lincoln Park Area should be expanded to become a drug rehabilitation center. He does not think Mr. Edson has the right to just move them out. He said anyone who knows anything about Newark knows that Lincoln Park is better off now than it was 10 years ago.

Councilman Rice said he did not want Mr. Kerr to think they did not recognize the work of Integrity nor that he did not remember what Lincoln Park looked like before Integrity got there. He said once again the bottom line is "What are the limits?" He opined it would be nice once in a while to treat some people to fresh air in the suburban communities.

Councilman Tucker, through the Chair, requested the City Clerk to communicate with Chairman of The Board Hines, Symphony Hall Corporation, expressing Council's concern that Symphony Hall has provided a free duplicating service for one of the protagonists in these neighborhood disputes; further the Council Members noted that Symphony Hall is owned and supported by the City of Newark; further the Council requested that Symphony Hall not use public funds and facilities for private purposes, and particularly not for those which create or aggravate dissension in the neighborhood, such as the reproduction of leaflets for outside organizations or individuals.

6-HC-e.

MS. DIANE STERNER, 23 BROADWAY, NEWARK, NEW JERSEY, addressed the Municipal Council representing the Coalition of tenants and community groups which have been meeting to look at options for tenants in City-owned buildings, particularly with regard to "Tenant Interim Leasing Program". They have been waiting for Bill A-1312 to pass through the Legislature and was conditionally vetoed by Governor Kean but they can still have this program in Newark with a few changes or revisions. The speaker questioned Council whether this can be discussed at their next special conference.

Councilman Tucker said he supports the whole question of tenant leasing but would like to be more knowledgeable of what the bill implies. The Council adopted a Motion endorsing the Bill by the Governor but he was not knowledgeable that there was a conditional veto on that bill. They also sent a letter to the Corporation Counsel to give them a "layman's" understanding of the implications of that bill and also the possible use of that Bill in the City of Newark. He believes if they want to meet with them, they should have representatives from the Law Department to advise them what they are proposing that they can technically do.

Councilman Payne felt this was not the place or time to discuss proposals. He thinks whatever information is available should be forwarded to the Council and when the proper time is available the Council President will schedule this item for discussion at a special conference. He has stated in the pre-meeting conferences that the history of tenant management is dismal. They have a tremendous rate of abandonment in the City and that is also bad. Once the City takes over a building, they vacate the premises. If the speaker has a proposal, the Council will be willing to listen.

Councilman James said he supports the concerns expressed by Councilman Payne that a proposal be submitted and at a special conference they will be in a position to deliberate.

Councilman Martinez said he thinks Ms. Sterner's question was will the Council endorse the Committee to have a meeting with the Council.

President Grant said it seems to him that they are getting "overmet" He has met with the group and other Council members have also met with the group. The bottom line is that the Council supports the efforts. Right now there is legislation on the Governor's desk which he vetoed. What the speaker will have to do is find enough votes to override his veto and certainly the City cannot move in its absence of that legislation. While it is a noble project and they would certainly like to see certain things accomplished in that area, he doesn't believe in just meeting. If they are going to accomplish something, fine.

Ms. Sterner said the City of Newark does not need the State Bill. They can still pass a leasing ordinance.

President Grant replied right now it is in the works of Administration and questioned if the speaker met with Office of Real Property.

Councilman Tucker said he was involved in the tenant lease thing a few years ago. What the City can do right now is basically just lease. It is important to note that if they lease a building to tenants with a net lease which means they would have to pay county taxes, gas and electric and rehabilitate that building. If someone comes along and bids on that building, the City is obligated to sell the building, not to the tenants, but to the highest responsible bidder. He believes that they have to get something through the State that says "will protect an investment of tenants of rehabilitating a building". If they don't get that, anything they do above and beyond that is a gamble and the City will not be in a position to help. He thinks maybe what they can do, whatever Council members who are interested, have a Committee formed and meet with them and figure out what to do.

President Grant stated there is a Committee that has been formed by the Walnut Street Tenant Association which he has attended one of their meetings with Councilman Martinez. He questioned the speaker whether she resided at 30 Walnut Street.

The speaker replied she does not live on Walnut Street but in Verona.

Councilman Carrino said he asked Ms. Sterner to send a copy of their proposed ordinance to the Law Department. He has not seen a written response from the Law Department because some of the concerns he had built into their ordinance seemed to him would be illegal or beyond the scope of their authority. He hoped the Law Department would give them a legal opinion as soon as possible.

Councilman Tucker said they had requested a legal opinion on the Bill.

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Councilman Carrino requested through the Chair, that they receive a legal opinion from the Law Department on the ordinance before they even consider acting on it because as Councilman Tucker stated, there is no sense in introducing an ordinance that has no effect as far as the State is concerned. More importantly, the City's Corporation Counsel would deem it to be illegal.

Councilman James said their Law Department on housing matters is the worst in the United States of America. With respect to Homesteading, Corporation Counsel Teare indicated that they can't give out property by lottery but they are doing it in four or five cities in America. When he read the proposal and at the time it stated the property would be given to a group. He felt that was the weakest point. He suggested they pay the taxes. What do they derive from properties, taxes. If they pay the taxes for that calendar year, in his opinion the proposal is strengthened because then they have the option of maintaining, improving, bringing it up to code standards and more importantly providing viable housing. He believes they should give it some legal scrutiny and come up with some conclusions as opposed to 9 individual meetings.

Councilman Branch said that going through the proposal there are a number of things that commits the City to do in order to redeem their property and felt it is something the Law Department should check into. He believes the tenants should be about trying to secure property as long as it is done legally and properly.

President Grant said what he will do is appoint a Housing Committee and charge them as part of that responsibility to meet with groups such as 30 Walnut Street along with other tenant groups in the City who are interested in implementing such a lease arrangement in the City.

A motion to permit Ms. Lois Hill to be heard under "Hearings of Citizens" was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following vote:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

6-HC-f.

MS. LOIS HILL, 319 SMITH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the police situation in the City of Newark. The speaker noted that it is within the Mayor's power to appoint as many police officers as he desires but the Council can fight for those things and come together as a unit and overturn some of those decisions. The speaker questioned what they are planning to do.

Councilman Rice said that he is glad to see Ms. Hill today and she represents a large and active community group that has been struggling with the problems of the West Ward community, particularly the Vailsburg community for quite some time. He has attended several meetings and the Council she refers to consists of over 33 Block Associations. The last meeting he attended, it was his understanding the Mayor was invited with respect to some of the problems faced in the West Ward community, particularly the police issue. The Mayor was not in attendance and the representatives of the Mayor's Office indicated they would host the meeting for the Mayor. It is also his understanding that in the past, aides or assistants to the Council, may have responded to the community, if he is wrong, he stands to be corrected and they were not able to answer questions. The other concern of the community was what kind of powers this Council had if the Mayor is not going to respond to the needs of the community, what can the Council do to change some of the directions. He pointed out to the speaker what this Council can do for example, the Housing Authority. The Housing Authority Director is an appointee of Administration and legally they can't tell them what to do what they can adopt legislation to make changes and the same is true for the Police Department. The Police Director is appointed by the Mayor and this Council can act in various ways to make management more responsible and that holds true for all the other Departments.

Ms. Hill pointed out that she was not talking about the Vailsburg Area only, but the City of Newark as a whole. They are ready to organize the South and West Wards as one body and they have over 30 Block Associations active. By organizing together they have power and if they can't get the support of the Council they will do it other ways with their legal counsels.

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RESOLUTIONS AND MOTIONS.RESOLUTIONS.7-R-a.

Resolution authorizing the Newark Watershed Conservation and Development Corporation to advertise for the lease of premises consisting of ±1 acre on which is situated two wood frame structures comprising a portion of Block 576, Lot 1, on the Tax Maps of Jefferson Township, for a term of five (5) years with an option for an additional five (5) years, at a minimum amount of \$728. per month plus taxes and setting a date for the return of bids as June 10, 1983 and for the awarding of a lease as June 22, 1983 in accordance with N.J.S.A. 40A:12-14(a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

Resolution requesting Director of Local Government Services to make corrections in 1983 City of Newark Budget, Police Department, from Other Salaries and Wages-\$751,333. to Salaries and Wages, Lieutenant-\$751,333.; to correct error in 1983 Adopted Budget; the demotion of 38 Lieutenants was rescinded.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

Resolution designating stop intersections on 3rd Avenue and North 11th Street, installing stop signs on North 11th Street; 7th Avenue West, North 9th Street and Bathgate Place, installing stop signs on North 9th Street and Bathgate Place; pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-d.

Resolution declaring that an emergency exists to "An ordinance establishing an Arson Investigation Unit within the Fire Department of the City of Newark; pursuant to N.J.S.A. 40A:14-7.1," adopted June 1, 1983 (6-Ph, S & F-g) and the ordinance becomes effective immediately upon final passage and approval by the Mayor and publication thereof.

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-e.

Resolution ratifying contract with Data General Manufacturing Corporation, for period April 1, 1983 to June 1, 1983; further authorizing Police Director to execute contract with Data General Corporation, Milford, Massachusetts, for maintenance service for two mini-computers, S200 Eclipse models and two disc drives situated in Communications Bureau, 31 Green Street, for period June 2, 1983 to March 31, 1984, for sum of \$49,188. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to N.J.S.A. 40A:22-5(1)(a)).

A motion to defer action on this resolution and directing the City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker, Corporation Counsel Teare, Police Director Williams and Purchasing Agent Lucarelli to meet with the Council at their special conference June 8, 1983 was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-f.

Resolution authorizing Purchasing Agent to advertise and receive bids for Window Cleaning Services, Department of General Services, Division of Public Buildings; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-g.

Resolution authorizing Purchasing Agent to advertise and receive bids for Janitorial Maintenance Services for Various City Buildings, Department of General Services, Various Divisions; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-h.

Resolution authorizing Business Administrator to enter into contracts for Superintendent Services for City-owned properties with Thomas Williams, 93 Columbia Avenue, Block 4033, Lot 1, Mrs. Delores Gunter, 276-84 Clinton Avenue, Block 2670, Lot 1, (a/k/a 1-7 Milford Avenue) and Robert Leadbetter, 218-28 Chancellor Avenue, Block 3706, Lot 17, for a period of one year commencing with adoption of this resolution; in sum not to exceed \$6,800., in accordance with bid specifications; \$4,000. appropriated to carry out said services to December 31, 1983 and balance is contingent upon and subject to approval of appropriated budget of Office of Real Property for next fiscal year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

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7-R-i.

Resolution rescinding portions of Contract 82-05, 7-R-bn. (A.S.), April 21, 1982, for rehabilitation of four (4) properties described on annexed Schedule "A", further amending said resolution to reflect adjusted total amounts for Contract No. 82-05 to Pettiford and Pettiford Contractors, Inc. totalling \$87,438. for rehabilitation of 8 properties and Chesson Construction Co., totalling \$16,257. for rehabilitation of two properties and partial rehabilitation of one property. (7-R-bn (A.S.), April 21, 1982 - Pettiford and Pettiford Contractors, Inc., 182 Morris Turnpike, Randolph. 10 properties-\$123,976.; Chesson Construction Co., Inc., 403 North Grove Street, East Orange, 4 properties-\$45,440. with Change Orders not to exceed an additional \$2,500.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach and Manager of Demolition Segraves requesting the dates of demolition of the four buildings which were fire ravaged and vandalized was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-j.

Resolution confirming action taken by Director of Engineering to secure services of 3 contractors, for demolition of buildings; all lowest responsible bidders; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to render payment to A.G. Mazzocchi Inc., 10 Orchard Street, Madison, for 91-93 High Street and 164 12th Avenue, for sum of \$7,324.; Peter Juzefyk Excavating Co., 428 Edgar Road, Elizabeth, for 13 Harding Place and 238 Peshine Avenue, for sum of \$8,100.; Bujac Demolitions Inc., 58 Burnett Terrace, West Orange, for 74 Emmet Street and 113 Hillside Avenue, for sum of \$6,327., payments to be rendered after demolitions have been completed in accordance with specifications; funds provided by H.C.D.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution and directing the City Clerk to communicate with Director of Engineering Zach to submit a complete report on demolitions in the City of Newark which should include all payments made to demolition contractors for the past twelve months; further requesting information on who is responsible for approving payments and what inspections are carried out to ascertain that the demolition is thoroughly finished was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani,
President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-k.

Resolution confirming action taken by Director of Engineering to secure services of 5 contractors, for demolition of buildings; all lowest responsible bidders; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to render payment to Bujac Demolitions Inc., 58 Burnett Terrace, West Orange, for 52-60 First Street, for sum of \$6,894., 86 Crane Street and 22 Wood Street for sum of \$4,849.; Peter Juzefyk Excavating Company, 428 Edgar Road, Elizabeth, for 883 Hunterdon Street, 135 Seymour Avenue and 199 South 10th Street, for sum of \$9,980.; A.G. Mazzocchi Inc., 10 Orchard Street, Madison, for 21-23 Jacob Street, 26-26 1/2 Winans Avenue, for sum of \$6,750.; Giordano Company, Inc., 170-180 Frelinghuysen Avenue, for 153-155 Hobson Street, 53 South Street and 429 South 13th Street, for sum of \$6,265. and 34 Stone Street for sum of \$2,650. and Artko Wrecking Company, 117 Prospect Avenue, Bayonne, for 554 Hawthorne Avenue, 153-55 First Street and 103 South 11th Street, for sum of \$9,506., payments to be rendered after demolitions have been completed in accordance with specifications; funds provided by H.C.D.A. VII and VIII, Contract Demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution and directing the City Clerk to communicate with Director of Engineering Zach to submit a complete report on demolitions in the City of Newark which should include all payments made to demolition contractors for the past twelve months; further requesting information on who is responsible for approving payments and what inspections are carried out to ascertain that the demolition is thoroughly finished was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-1.

Resolution authorizing Director of Engineering to execute Change Order in amount of \$5,806.04, for redesign of the Newark Meadows Stormwater Pumping Station to accommodate the Gray Engineering Screw Pump, as requested by contractor Anselmi and DeCicco, Inc. (7-R-d-S, July 13, 1982, contract with Anselmi and DeCicco, Inc., 1977 Springfield Avenue, Maplewood, construction of Newark Meadows Storm Water Pumping Station, for total sum of \$5,386,000.; change orders not to exceed additional \$4,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll: Councilman Tucker.

7-R-m.

Resolution authorizing Business Administrator to amend existing contracts with appropriate health benefits carriers to effect following changes in provisions for coverage of eligible retirees and dependents of these retirees, represented by Newark Superior Officers' Association; current medical-surgical coverage is to be upgraded to Blue Shield of New Jersey "14/20" level and to include Rider "J" and medical-emergency rider benefits, effective July 1, 1983; dual choice dental program (identical to plans established for active employees represented by Newark Superior Officers' Association, effective July 1, 1983; not to exceed \$3,100. for year 1983; cost of continuing said services during remaining months of contracts as extended into 1984 and beyond shall be contingent upon appropriation of budget funds for those years. (Contracts, as amended, are awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen Tucker.

7-R-n.

Resolution authorizing Business Administrator to amend aforesaid contract with Blue Shield of New Jersey to upgrade medical-surgical benefits to that company's P.A.C.E. (Performance and Cost Effectiveness) level to active employees represented by Newark Superior Officers' Association and for their eligible dependents; twenty-five percent of additional cost, i.e., the premium difference between benefits currently provided at "14/20" level and those to be provided at the P.A.C.E. level, are to be assumed by employee via monthly payroll deductions; further amending contract with Blue Shield of New Jersey and also amending City's contract with Hospital Service Plan of New Jersey, the provider of Blue Cross Hospitalization, to extend medical-surgical and hospitalization benefits to eligible dependents of active employees represented by said Association until the end of the year in which their twenty-third birthday occurs; further amend contracts with Blue Shield of New Jersey and Hospital Service Plan of New Jersey to increase annual Rider "J" allowance to \$250. per individual; aforesaid benefits effective July 1, 1983; cost of providing said benefits

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for year 1983 shall not exceed \$23,000.; cost of continuing to provide these services during remaining months of contract as extended into 1984 and beyond shall be contingent upon appropriation of budget funds for those years. (Contracts, as amended, awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(M)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-o.

Resolution ratifying contract for project entitled "Comprehensive Law Enforcement and Criminal Justice Planning Project", for period April 1, 1983 to June 1, 1983; further authorizing Mayor to enter into contract with New Jersey State Law Enforcement Planning Agency (S.L.E.P.A.) for implementation of "Comprehensive Law Enforcement and Criminal Justice Planning Project", for period June 2, 1983 to December 31, 1983; contract provides for funding from SLEPA-\$4,986.; Local Cash-\$4,986. (To be provided by 1983 Municipal Budget)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Executive Director Jean, Mayor's Policy and Development Office to meet with the Council at their pre-meeting conference June 21, 1983 was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-p.

Resolution authorizing Mayor to enter into contract with New Jersey State Law Enforcement Planning Agency for grant in sum of \$50,000. for project entitled "Project Gains", for period June 1, 1983 to May 31, 1984; does not require expenditure of any municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Executive Director Jean, Mayor's Policy and Development Office to meet with the Council at their pre-meeting conference June 21, 1983 was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-q.

Resolution amending Resolution 7-R-bd, September 15, 1982, contract with New Jersey State Department of Health for period October 1, 1982 to September 30, 1983, \$324,000., by increasing grant award by \$7,000., making a total of \$331,400. for Women, Infants' and Children's Supplemental Feeding Program. (WIC).

(Copy of resolution and correspondence submitted to each Member of

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

Resolution requesting Executive Director of Mayor's Policy and Development Office to submit application to State Law Enforcement Planning Agency (SLEPA) for project entitled "Family Support Systems-Continuation"; total budget for this project is \$65,000. for duration October 1, 1983 to September 30, 1984; does not require expenditure of City of Newark funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-s.

Resolution authorizing Director of Health and Welfare to enter into and execute contract with New Jersey State Department of Education for Summer Food Program for Children (SuNup Program) for period July 5, 1983 to August 31, 1983, estimated budget for said program is \$1,679,490.68.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-t.

Resolution ratifying contract with Lyons Family Health Center, for period May 1, 1983 to June 1, 1983; further authorizing Director of Health and Welfare to enter into and execute contract with Lyons Family Health Center, for provision of ambulatory health care services, for period June 2, 1983 to October 31, 1983, in sum of \$44,000.; to be paid from Neighborhood Health Center Fund of the Housing and Community Development Administration, Year VII (H.C.D.A.). (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-u.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with West Ward Community Development Council Incorporated, for purpose of a handyman/fix-it maintenance program for residents residing in West Ward Areas; for period June 1, 1983 to May 31, 1984; said Council to receive \$25,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

Resolution ratifying agreement with Department of Community Affairs, for period July 1, 1982 to June 1, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into Grant Agreement with Department of Community Affairs of State of New Jersey, for period June 2, 1983 to June 30, 1983, for purpose of implementing the Neighborhood Preservation Program, for sum not to exceed \$110,000.; Non-State, City share of this agreement has been provided in agreement to operate the Newark Housing Development and Rehabilitation Corporation, Resolution 7-R-cj, February 16, 1983, no additional City funds are required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-w.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with West Kinney Middle School for purpose of providing scholarships to high school seniors residing in the N.S.A., for period June 1, 1983 to August 31, 1983; said school shall receive \$4,000. to carry out stated services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-x.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Boys' and Girls' Club of Newark Incorporated, for purpose of providing recreation, educational leadership, and cultural activities for youth in the Central Ward, for period June 1, 1983 to October 31, 1983; said Clubs shall receive funds totalling \$4,000.; funds provided from HCDA FY, VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-y.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Friendly Fuld Neighborhood Centers Inc., for purpose of purchasing recreation equipment for youth residing in low and moderate income area, for period June 1, 1983 to December 31, 1983; said Center shall receive \$4,000. to carry out stated services; funds provided from HCDA FY VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-z.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Ironbound Interparochial Elementary School for purpose of carrying out the Ironbound Rehabilitation Project, for period June 1, 1983 to July 1, 1983; said School to receive \$5,000. to carry out stated services; funds provided from HCDA FY VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

7-R-ba.

Resolution rejecting all bids received February 28, 1983, since bids exceeded the Engineer's estimated work to be done and was not in the best interest of the City; further authorizing Director of Engineering to execute contract with J. Fletcher Creamer and Son, Inc., 799 River Road, Edgewater, lowest responsible bid received, for Contract 83-09, Municipal Manhole, Catch Basin and House Connection Repair and Construction, for total of \$131,875., contract shall terminate March 31, 1984; funds provided in 1983 Adopted Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration and requesting that if and when this resolution is submitted again, a list of the locations of all catch basins scheduled for repair under this contract be attached, was made President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bb.

Resolution ratifying contract with Newark Museum, for period March 1, 1983 to June 1, 1983; further authorizing Business Administrator to enter into contract with Newark Museum, for period June 2, 1983 to March 1, 1984, for amount not to exceed \$539,464., to provide capital expenditures for continuing exterior reconstruction of Main and Addition Buildings of the Museum for sum not to exceed \$282,400.(CBPN 0581); reconstruction of Main Building Roofs, Newark Museum for amount not to exceed \$243,614.(CBPN 0681) and reconstruction of Schoolhouse Roof in amount not to exceed \$13,450.(CBPN 0881); funds available and encumbered in 1981 Capital Budget of City. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40:11-5(2), in that it is entered into with a governmental subdivision)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.

Resolution authorizing Purchasing Agent to advertise and receive bids for Removal of Graffiti from City-owned properties, Department of General Services, Division of Public Buildings; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman Carrino excused himself from the meeting at 3:24 P.M.)

7-R-bd.

Resolution authorizing Purchasing Agent to sell various tangible personal property in possession of Newark Police Department, on Saturday, June 4, 1983; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-36; said funds received from sale shall be deposited in General Fund Account of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.

Resolution authorizing Purchasing Agent to sell recovered and unclaimed motor vehicles, in possession of Newark Police Department; 134 Junk Vehicles; pursuant to N.J.S.A. 40A:14-157 (true titles - per attached list)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.

Resolution authorizing Purchasing Agent to sell recovered and unclaimed motor vehicles, in possession of Newark Police Department; 268 Junk Vehicles; pursuant to N.J.S.A. 40A:14-157 (true titles - per attached list)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bg.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$725. payable to Brenda Veltri and Franzblau and Falkin, Esquires, her attorneys; for reimbursement of legal fees incurred by Ms. Veltri in defending against criminal charges and investigations in regard to charges against Mayor Gibson and former Council President Harris.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

7-R-bh.

Resolution authorizing Director of Finance to issue and deliver check in amount of \$9,500. to John D. Black and his attorney Kenneth H. Williams, Esq., 98 Prospect Street, East Orange, New Jersey, upon receipt of General Release executed by John D. Black in favor of City of Newark, together with any other documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, for personal injuries allegedly suffered as result of actions by employees of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$1,608.98 payable to Mrs. Johnnie L. McGuire, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Essex County District Court seeking damages as result of flooding of her home caused by sewer drainage backup.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.

Resolution authorizing Director of Finance to issue check in amount of \$75,000., payable to Miguel A. Feliciano, Dolores Sanchez, Innocencio Sanchez and Emanuel S. Fish, Esquire, their attorney, upon receipt of those documents deemed necessary by Corporation Counsel; instituted suit in Essex County Law Division of Superior Court of New Jersey, seeking damages as result of death of one Jose Sanchez allegedly due to actions and negligence of employees of City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.

Resolution requesting Director of Local Government Services to make corrections in 1983 City of Newark Budget, from Unclassified Operation, Unclassified, Municipal Salary Increase-\$407,206., to Department of Police, Salaries and Wages, Inspector-\$14,922., Captain-\$48,103., Lieutenant-\$210,998., Legal Analyst-\$1,894., Other Salaries and Wages-\$131,289., totalling \$407,206.; to provide salary increase of employees represented by Superior Officers' Association.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Public Health Priority Funding-\$82,318.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Childhood Lead Poisoning Prevention and Control Program (83-391-LP)-\$238,000.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Multiphasic Methadone Maintenance Program-\$45,153.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Newark Office on Aging-\$20,000.; item available from Division on Aging of the County of Essex.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Sub-Regional Transportation Planning Grant-\$30,400.; item available from New Jersey State Department of Transportation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bq. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Women, Infants and Children's Supplemental Food Program (Supplemental Award Contract No. 83-154); \$7,000.; item available from New Jersey State Department of Health.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-br. Resolution granting extension of leave of absence without pay to Carolyn Horwitz; Senior Account Clerk, Department of Health and Welfare, Division of Inspections, for period beginning April 27, 1983 and ending October 27, 1983. (To continue as Demolition Expediter, Newark Demolition Team H.C.D.A. - First leave began October 27, 1980)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-bs. Resolution granting extension of leave of absence without pay to Beverly C. Jackson, Secretarial Assistant, Department of Finance, Division of Water Accounting and Customer Service, for period beginning June 8, 1983 and ending December 8, 1983. (Holding temporary position in Department of Administration, Administrative Analyst, Office of Real Property - First leave began June 8, 1981)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-bt. Resolution granting extension of leave of absence without pay to Ann Marie Omolino, Budget Examiner, Department of Administration, Division of Budget, for period beginning May 3, 1983 and ending November 2, 1983. (Working in Federally funded program, Mayor's Office, MOET, Sr. Fiscal Officer- First leave began April 1, 1976)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-bu. Resolution appointing Darryl B. Galloway and George L. Wade, Special Police Officers for year ending December 31, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-bv. Resolution appointing John Scott, Special Police Officer, for year ending December 31, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.

Resolution re-appointing William McCoy, Special Police Officer, for year ending December 31, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$238,359.56 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements, Cancellation of Taxes, and Cash Overpayments for years 1977, 1979, 1980, 1981 and 1982.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$340,276.50 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements, Cancellation of Taxes, for years 1978, 1980, 1981 and 1982.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed A, totaling \$104,197.77 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements for years 1975, 1976, 1977, 1978, 1979, 1980, 1981 and 1982.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$12,367.05 for overpayments carried on books and records of Acting Tax Collector by reason of Veteran's Allowance, Senior Citizen Allowance and Cash Overpayments for years 1978, 1979, 1980, 1981 and 1982.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-cb.
(A.S.)

Resolution authorizing Director of Recreation and Parks to execute agreement on behalf of City of Newark, providing for the leasing of the Ironbound Recreation Center to Ironbound Instructional Ice Hockey League Parents Association, for the purpose of conducting an Awards Banquet on June 18, 1983; said Association shall pay \$200. for use of facilities and to help defray the City's cost in preparing and maintaining the area for said picnic/Awards Banquet; lessee shall provide at its' own expense security inside and outside of premises to be leased; save harmless the City of Newark, etc. and lessee agrees that prior to June 3, 1983; submit a certificate of insurance.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cc.
(A.S.)

Resolution by the Newark Municipal Council extending sincere congratulations to Councilwoman Marie L. Villani on the occasion of her Tenth Anniversary to elected office.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd.
(A.S.)

Emergency resolution appropriating \$4,986., Unclassified Purposes, Other Expenses, Comprehensive Law Enforcement/Criminal Justice Planning (match); said emergency funds shall be provided in 1984 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ce.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Project Gains, Sub-grant #J-J:2-26-82, \$50,000.; item available from New Jersey State Law Enforcement Planning Agency.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cf.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Comprehensive Law Enforcement/Criminal Justice Planning, J-J-29-82, \$4,986.; item available from New Jersey State Law Enforcement Planning Agency.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cg.
(A.S.)

Resolution authorizing Director of Finance to pay sum of \$44,580., to General Electric Company, for property located at 95-133 Boyd Street, Block 2549, Lot 1, payment of interest; judgement was entered by Tax Court of New Jersey reducing assessment on said property; to be paid from Municipal Budget Mandatory Items, Municipal Budget Account Code No. 11-21-01-7441. (Interest on Tax Appeals)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.
(A.S.)

Resolution recognizing and commending Bishop Jeff Banks for his countless contributions and achievements in the field of Gospel Music.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ci.
(A.S.)

Resolution recognizing and commending the Administration, Staff and Drama Students of Newark's Arts High School for their accomplishments in the recent New Jersey Dramatic Competition sponsored by the Speech and Theater Association of America.

(For action on this Resolution, see pages 9 and 10, in the minutes of these meetings)

7-R-cj.
(A.S.)

Resolution reversing the northbound one-way flow on Stratford Place to a southbound one-way flow; extending westbound one-way designation of Avon Avenue from Stratford Place to Irvine Turner Boulevard; effective for a period of ninety days from date of approval of this Resolution by State Department of Transportation; further that Director of Engineering prepare and submit proper ordinance to supplement Title 23, of the Revised Ordinances of the City of Newark, by adding above-mentioned regulation; pursuant to Section 39:4-197.3 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ck.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Scudder Homes Junior League Incorporated for purpose of operating the Central Ward Little League Baseball Program for period June 1, 1983 to December 31, 1983; said League shall receive \$6,000. to carry out stated services; funds provided from H.C.D.A. FY VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

June 1, 1983

7-R-cl.
(A.S.)

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with New Ark Incorporated, for purpose of operating the Teen Leadership Program for youth residing in the Central Ward N.S.A., for period June 1, 1983 to December 31, 1983; New Ark to receive \$2,800. to carry out stated services; funds provided from H.C.D.A. FY VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cm.
(A.S.)

Resolution authorizing solicitation of sealed bids for the sale of City-owned properties known as 138, 140, 142, 144 and 146 Norfolk Street, Block 411, Lots 38, 39, 40 and 41, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cn.
(A.S.)

Resolution recognizing and commending Ms. Annie Smith honored as "Grandmother of the Year" by the West Ward Mini-Center Senior Citizens Group.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-co.
(A.S.)

Resolution granting Fireworks Display Permit to Portuguese-American Federation, for fireworks display on June 11, 1983; in the event of rain on June 12, 1983, fireworks will take place June 11, 1983 at 11:00 P.M. at Riverbank Park, Newark, and approving Indemnity Bond therefor.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cp.
(A.S.)

Resolution approving answer to Petition of Appeal of the Board of Education of the Newark School District in the Matter of the Board of Education of the City of Newark, in the County of Essex v. City Council of the City of Newark, #139-5/83A.

City Clerk D'Ascensio stated he will read the following resolution into the record by advice of the Law Department, together with Answer to the Appeal and Recommended Specific Economies:

WHEREAS, the Municipal Council of the City of Newark was served with a petition of appeal, entitled The Board of Education of the City of Newark, in the County of Essex v. City Council of the City of Newark, #139-5/83A; and

WHEREAS, the Municipal Council is required to submit an answer to the aforesaid petition of appeal by June 3, 1983; and

June 1, 1983

WHEREAS, the rules and regulations of the State Board of Education, N.J.A.C. 6:24-7.5, require that the Municipal Council submit with its answer (1) the amount certified for each of the major accounts of the budget of the Board of Education and (2) the line item budget stating recommended specific economies together with supporting reasons;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The answer to the petition of appeal of the Board of Education of the Newark School District, entitled The Board of Education of the City of Newark, in the County of Essex v. City Council of the City of Newark, #139-5/83A, which is attached hereto and made a part hereof be and is hereby approved.
2. The amount certified for each of the major accounts of the budget of the Board of Education and the line item budget stating recommended specific economies together with supporting reasons, which are attached hereto and made a part hereof, be and are hereby approved.
3. This resolution shall take effect immediately.

JOHN J. TEARE, Corporation Counsel
 BY: ROSALIND L. BRESSLER, Assistant Corporation Counsel
 920 Broad Street, Newark, New Jersey 07102
 (201) 733-6534
Attorney for CITY OF NEWARK

BEFORE THE COMMISSIONER OF
 EDUCATION OF NEW JERSEY
 NO. 139-5/83A

THE BOARD OF EDUCATION OF THE
 CITY OF NEWARK, in the County
 of Essex, a corporation of
 New Jersey,

Petitioner, :

-vs-

ANSWER

CITY COUNCIL OF THE CITY OF
 NEWARK, Essex County, New
 Jersey,

Respondent.

The respondent, the City Council of the City of Newark, Essex County, New Jersey by way of answer to the petition of appeal of the Board of Education of the City of Newark, in the County of Essex, says that:

1. It denies the allegations in paragraphs 10, 13, 16, 17, 19, and 21.

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2. It admits the allegations in paragraph 3, except it is without knowledge or information sufficient to form a belief as to the truth of the allegations in the third sentence.

3. It admits the allegations in paragraph 4, except it denies that Exhibit E referred to therein supports the allegations. The correct exhibit, Resolution 7RA, adopted on April 25, 1983 is attached hereto.

4. It admits that it determined that the local share of Petitioner's budget for the calendar year 1983 would be \$42,000,000, but denies that such determination was made at Respondent's meeting on April 26, 1983, as alleged in paragraph 6.

5. It admits that Petitioner is on a July through June fiscal year and Respondent is on a January through December calendar year, but denies the allegation that the determination that the local share of the budget would be \$42,000,000 is deceiving, as alleged in paragraph 7.

6. It admits the allegations in paragraph 11 except that the correct amount is \$4,111,922.00.

7. It admits the allegations in paragraph 20 except it is without knowledge or information sufficient to form a belief as to the truth of the allegation relating to the ability of Respondent to engage in meaningful discussions relating to budget line items in order to substantiate its needs.

8. It admits that plaintiff is making certain allegations in paragraphs 15, 18 and 22, as stated therein, but it denies the substance of the allegations.

WHEREFORE, Respondent requests the Commissioner of Education:

1. To dismiss the instant petition.
2. To order the petitioner, Board of Education of the City of Newark, in the County of Essex, to engage in budget review and evaluation in accordance with the appropriate

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regulations of the State of New Jersey to the end that it can operate and maintain a thorough and efficient school system with the funds heretofore appropriated.

JOHN J. TEARE,
Corporation Counsel
Attorney for Respondent

BY: Rosalind L. Bressler
ROSALIND L. BRESSLER
Assistant Corporation Counsel

SURPLUS AND INCREASED REVENUE ANTICIPATION

During the three previous school years, the amount of surplus available for use has averaged in excess of \$9.4 million. For 1983-1984, however, the Board failed to anticipate the availability of any surplus. In addition, the Board underestimated miscellaneous revenues. The amount of \$5,000,274.00 in surplus and additional revenues will be available to support the 1983-84 school budget.

THE TOTAL AMOUNT CERTIFIED FOR CURRENT EXPENSES IN THE 1983-1984 SCHOOL YEAR:

\$225,600,000.00

June 1, 1983

RECOMMENDED SPECIFIC ECONOMIES

LINE ITEM NO. & DESCRIPTION	ACCOUNT NO.	BOARD PROPOSED	COUNCIL RECOMMENDED	REDUCTION	REASONS FOR REDUCTION
51 Salaries-Principals	211	3,607,572	3,507,572	100,000	Excess # of principals, consolidation into lesser # of facilities.
52 Salaries-Supv. of Instr.	212	9,634,021	9,534,021	100,000	Consolidation into lesser # of facilities.
61 SUB-TOTAL		102,318,040	102,118,040	200,000	
75 Salaries-Operations	610	12,387,256	11,287,256	1,100,000	Consolidation into lesser # of facilities.
76 Contracted Services-Operations	620	2,333,993	1,733,993	600,000	Consolidation into lesser # of facilities.
77 Heat-Operations	630	3,850,000	3,200,000	650,000	Overestimate of growth in unit costs; consolidation into lesser # of facilities.
78 Utilities-Operations	640	5,624,182	5,124,182	500,000	Overestimate of growth in unit costs; consolidation into lesser # of facilities.
81 SUB-TOTAL		24,968,988	22,118,988	2,850,000	
89 Insurance & Judgments	820	15,432,551	14,570,629	861,922	Estimate exceeds previous experience.
97 SUB-TOTAL		30,760,533	29,896,611	861,922	
98 Salaries-Food Services	910	7,382,538	7,282,538	100,000	Consolidation into lesser # of facilities.
99 Other Expenses-Food Services	920	6,798,850	6,698,850	100,000	Overestimate of growth in unit costs.
101 SUB-TOTAL		14,181,388	13,981,388	200,000	
114 J-1 SUB-TOTAL		196,341,111	192,229,189	4,111,922	

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A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne.

Councilman Tucker stated he remembers when they were discussing the reductions for the Board of Education, the general consensus of opinion of the Council and the Mayor was working on the reduction based on the bill of the taxpayer. He doesn't know if any one has taken the time to go through this. The Mayor is not mentioned in any of these documents. The net result of the matter is that the Mayor has given advice but at this point in time he does not see fit to add his name to the recommendation. Subsequently, from the standpoint of the Board of Education, it is the Council who in effect have cut the budget. The major gist of what this resolution talks about is the question of the consolidation of the facilities. Most of them know full well even the persons who have taught within the Newark School System, that the classroom size is directly related to the ability of a teacher to teach and directly related to the ability of children to learn. When you say consolidation, what in effect you are saying is closing down schools. As a Council Person at-large, it would be wrong for him to go on record talking about closing any schools within the City of Newark, when they are talking about an average size classroom which has reached a level that all of them believe to be generally acceptable to reach the educational level of children. He does not feel they should in turn basically cut the food program within the school system as the resolution actually dictates and also talk about cutting the salary for the Food Service Workers, all of which are Newark residents. The only point he believes that has any kind of reality based on fact is the ability of the resolution to recommend the excess amount of principals that currently exist. All the other points in this resolution he cannot in good conscience support.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, President Grant.
No: Councilman Tucker.
Not Voting: Councilman Rice.

7-R-cq.
(A.S.)

Resolution authorizing Director of Engineering to execute contract with Spiniello Construction Company of Airport Park, 25 Airport Road, Morristown, New Jersey, lowest responsible bidder, for Contract 83-06, Municipal Water Service Installation, for total sum of \$350,200., for period June 15, 1983 to March 31, 1984; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$2,500.; contract entered into contingent upon adoption of budget appropriation in fiscal year 1983, which funds when adopted will be encumbered by and for the Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled March 16, 1983)
(Resolution removed from the table June 1, 1983)

There was no action taken on this resolution since the mover who tabled the resolution was not present.

7-R-cr.
(A.S.)

Resolution recognizing and commending Edna Pigford, for outstanding civic service to the Newark community.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cs.
(A.S.)

Resolution recognizing and commending Barbara A. Harris, for longtime service to the Newark Educational System.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-ct.
(A.S.)

Resolution recognizing and commending well-known Gospel Music Recording Star, Reverend James Cleveland.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cu.
(A.S.)

Resolution recognizing and commending Ms. Alice Z. Dunston, for her many years of service to the Newark School System.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cv.
(A.S.)

Resolution recognizing and commending Walter H. Allen, Director of News and Public Affairs for Radio Station WBGO for longtime service to the Greater Newark Community through the Electronic Media.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cw.
(A.S.)

Resolution amending Resolution 7-R-bx, September 2, 1981, Capital Budget, by changing Scope of Capital Project 1379 to read "This project is amended to include acquisition of furniture for the Department of Finance," and by increasing total estimated authorization from \$1,450,000. to \$1,650,000.; further amending Capital Budget Project 3679 by decreasing total estimated authorization for Reconstruction of Green Street City Hall Annex and 22 Franklin Street for use as Newark Police Courts from \$1,350,000. to \$1,150,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Tucker.

There was no second to the motion.

President Grant stated this has nothing to do with the improvement of the property. This is only amending the resolution to furnish the place.

Councilman Tucker said his concern is that they need to build that lab at University High before they talk about taking \$200,000. out of the Capital Budget to furnish a building.

President Grant said what they are doing is taking money out of Green Street and transferring to 828-830 Broad Street for furniture for the Department of Finance. They have already indicated that the Bond Counsel has to draw up the legislation for the laboratory for University High and a special meeting has been called for Wednesday, June 8, 1983 to deal with that.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez.

Councilman Tucker stated he finds it incomprehensible that they can find \$200,000. for furniture but can't find the money to deal with the education of our children. They are currently being criticized because they took out the money. He said how would it look that they appropriated \$200,000. for furniture but they couldn't deal with a lab.

President Grant said that would be accurate if it were factual. He said maybe Councilman Tucker was out of the room when they mentioned that the legislation for University High has to be prepared by their Bond Counsel. The Bond Counsel is meeting presently for the purpose of drafting that legislation and a special meeting will be called for that item.

Councilman Tucker questioned why can't this resolution be considered at the special meeting of June 8th.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Villani, President Grant.

No: Councilmen Payne, Tucker.

Not Voting: Councilman Rice.

Councilman James requested to change his affirmative vote to the negative.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and failed of adoption of the following votes:

Yes: Councilmen Branch, Martinez, Villani, President Grant.

No: Councilmen James, Payne, Tucker.

Not Voting: Councilman Rice.

President Grant directed the City Clerk to add this resolution to the call of the special meeting of the Municipal Council for Wednesday, June 8, 1983.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO FOLLOW UP WITH THE BUSINESS ADMINISTRATOR AND POLICE DIRECTOR RELATIVE TO THE MUNICIPAL COUNCIL STAFF PARKING LOT NEXT TO 32 GREEN STREET, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Martinez stated he desires to put into the record his remarks. Last week he was hospitalized briefly with pneumonia and he was surprised and outraged when he read the newspaper on Thursday morning when he was greeted with the headline that "a one thousand bed minimum security prison was earmarked for site adjacent to the Holiday Inn in Newark on Routes 1 and 9". This was like a slap in the face because although he is the elected official representing 80,000 residents of the East Ward, as the legislator, he was not even contacted by Mayor Gibson and apprised of the plans he was discussing with Governor Kean. He finds the Mayor's failure to consult with him disrespectful and insulting. Further, he finds his failure to gain any input from the East Ward residents or the City of Newark residents at-large regarding their feeling on the proposed prison as a callous disregard for their opinions. Thus, he has taken upon himself to send a survey to every republican and democratic district leader in the East Ward along with every community group asking that they poll their constituents regarding their feelings either pro or con on the prison. In addition, he will ask by Motion today, that two evenings be designated and properly advertised for a public hearing on the matter. Hopefully, he will preside over these sessions. He hoped that his eight colleagues would join him in listening to the opinions of Newark residents on this controversial issue. Commissioner of Corrections, Mr. William Farber and Mr. Gary Stein, Director of Policy and Planning for Governor Kean will also be invited to the public hearings along with Mayor Gibson. The results of this survey, as well as the sentiments expressed by citizens during the public hearing, will be studied and analyzed and whether it's for or opposed to the construction of the prison at the Frontage Road Side. He hopes that the State will recognize and respect the sentiment of Newarkers as well as adhere to the results of the survey and the public hearing. Quite frankly, he does not believe that the City of Newark will be getting the optimum benefit that this property can offer under the agreement with the State. This area contains some prime industrial property and he is sure that the City will derive more income from private developers than it would from \$1.63 million maximum promised by the State.

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Each and everyone of them, who sits on the Council, has been extremely critical of the Administration that negotiated the City's lease with the Port Authority for Newark Airport and Port Newark almost 40 years ago. The City gets only \$1 million of rent annually from the Port Authority for property assessed in excess of \$500 million. He does not want to see himself 20 years from now as being part of a plan that will be detrimental to the City. He and the other Members of the Council have criticized the media, the airlines and other entities for the negative image they have consistently given Newark, but he has to ask himself honestly "how can they promote the City when the first thing anyone will see when landing at Newark Airport will be a proposed garbage recycling plant, proposed holding tanks where toxic chemicals will be stored waiting to be burned at sea and now to complete the triangle, a 1,000 bed prison." Mayor Gibson says he has been promised by the Governor that most of the jobs will go to Newarkers, but in a letter to Gary Stein, the Mayor notes that all job applicants are required to take a Civil Service exam. That will hardly guarantee the hiring of Newarkers despite legislation giving local residents preference. Moreover, there are State pending laws that require contracts awarded to the lowest responsible bidder despite the Mayor's assurance that Newark firms will be given priority consideration. He is also concerned by plans not to construct walls around the proposed prison and wondered what guarantees will be provided for adequate security not only for the adjacent buildings, like the Holiday Inn and the many persons who utilize this facility, but for the 320,000 residents of Newark and the many thousands who travel the highways near the facility. Lastly, he looks at the Holiday Inn, which just invested over \$1 million to modernize its physical plant with plans to add a health spa and an additional 100 rooms and he can't help but ask "what effect the prison will have on this establishment and other private industry's plans to develop or expand in the industrial meadows." He maintains that the decision to build this prison should not rest solely with one man, Mayor Gibson. The construction of this facility will have lasting effects not only in the East Ward, but all of Newark and he strongly believes that a project of this dimension mandates input from all those whose lives will be touched.

Councilman Martinez said his Motion will be that a special public hearing be held on Thursday, June 30th at 7:00 P.M. and limiting it to 10:00 P.M., which would allow approximately 35 - 40 speakers to be heard and Wednesday, July 27, 1983 at the same time. At the conclusion of the public hearing and upon the conclusion of the gathering of the surveys that will be submitted, at that point in time, if necessary, he will try to seek petitions in the City of Newark to place this item on the November Election for a referendum to be voted by the residents of the City of Newark.

President Grant stated he would add one caution. In light of the Governor coming in and wanting to build there, the State ultimately has the right of eminent domain with or without them and what Councilman Martinez is doing is registering his protests so that the citizens of the East Ward can have an opportunity to be heard.

Councilman James said that President Grant has answered his question. He wanted to pose a question to Councilman Martinez. What purpose would a referendum serve if they considered a right of eminent domain. He is also confused on the Motion because his concern is, is it Councilman Martinez's thinking that the Governor and the Legislatures would, in fact, attempt to build without any meaningful dialogue with Councilman Martinez and this Body. The only thing he is saying in reference to his Motion, he is not registering specific response from the East Ward, but it is somewhat surprising that a project of this magnitude has reached this stage with no input whatsoever by the Newark Municipal Council. He is not even speaking of pro or con. He thinks it is an insult to the integrity of this Body and on the same hand they have people "cry out" that they need communication, need to talk to one another. They have to have "breakfasts" to get things together. They are talking about a significant project in the City of Newark. They will wait until the next crisis situation on some little issue and say "hey, let's meet for breakfast", we have to discuss this thing. He will not be at the next breakfast.

President Grant replied he will have to take exception to that. The Mayor did call a meeting at a breakfast and did discuss it.

Councilman James said he asked about the meeting called by the President dealing with the question of Office of Real Property. He asked individuals if this question was brought up and someone said they made mention of it. He will stand right now and have the Councilmen who told him that, correct him, there was

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meaningful exchange about the prison. That was told to him by the Council Members that were there and the President's memorandum did not state that. If they are going to meet for Office of Real Property, that ought to be stated. If they are going to meet about the prison, the letter should be written correctly. All of them have other business opportunities. He felt he did not want to attend a meeting for the Office of Real Property. If the letter was stated that a meeting would be held on the prison, he would have attended.

President Grant said the meeting that was held for Office of Real Property was not scheduled for 8:00 A.M. but scheduled for 11:15 A.M. in the Council Conference Room. There is a difference.

Councilman James stated they had a meeting called for 11:30 A.M. for Office of Real Property. He was told by those in attendance the Mayor showed up and indicated he was not ready to make a presentation to the Council for 11:30 A.M. and was withdrawing that action. The purpose of that meeting was not for a prison.

President Grant replied the purpose of the meeting was the Mayor's meeting. They responded to a request from the Mayor to a meeting.

Councilman James said he was already told that was not the consensus of that meeting. He is going to poll some people that were there.

Councilman Tucker said it would be very simple to just add that this is just another example of the total disrespect and disregard that the Mayor and Administration has for the City Council. There have been various discussions about the feasibility of establishing a prison within the City of Newark over a number of years. He remembers there was one discussion about the possibility of revitalizing the old Newark Street Jail. There was another discussion talking about locating a prison somewhere within the Central Ward. Councilman Branch's predecessor, B.F. Johnson was diametrically opposed to that, but there were a series of meetings with Members of the Correction Institutions. He remembers a representative from the prison came to meet with the City Council to discuss the various issues; they had community people who were involved in that process. The net result was finally that people felt they were not in support of the prison being located in either the old jail site which the people had originally felt was for development purposes or the alternative site within the Central Ward. All he is saying is that the discussion of a prison is not new to the City Council but he does take major exception to the fact the Governor came into the City of Newark announcing that he has located a space for a prison, talking about a payment in lieu of \$1.2 million. He has a tendency to look at the assessed evaluation of the land down there and he submits to his colleagues, that the assessed valuation of the land down there eight years ago, was valued at \$25,000. an acre. The assessed valuation presently is in the neighborhood of approximately \$50 million. If you equate the \$50 million and multiply that out to what the total site that is proposed by the Governor, they will find what the Governor is proposing under a payment lieu is nothing but "cheap change". They do not have a copy of the proposal but would like to thank the representatives from the Mayor's Office for giving them copies of communications from the State, which at least established a general discussion and also indicated prior meetings had taken place even before this year with the Mayor and representatives of the Correction facilities. All he is saying in effect is, that if they talk about \$1.2 million which is payment in lieu, they should knowingly understand that that payment is an annual appropriation of the State Legislature. If the City is amenable to accept \$1.2 million, they do not know whether or not the Legislature, within its wisdom, would appropriate that money each and every year. In other words they can appropriate it one year and not the next. He would like to see some other factors taken into consideration. He does not believe that a prison is in the best interest of the City, especially in that neighborhood. That does not negate the fact that the vast majority of prisoners who would probably be incarcerated there, would be from the City of Newark. He is going to second the motion because he believes public hearings need to be held. He remembers meeting with people who have persons in jail who have indicated it is a major hardship for them to go down to Rahway and would like to have a prison located within the city of Newark. All he is saying is that there are many questions that are unresolved and he believes that a public hearing on this matter would in turn really give them direct opinion as to what the opinion of the community is.

Councilman Tucker said that he would like to amend the Motion that the public hearing, which would involve all Members of the Council, be taped so that a transcript of remarks be submitted to the Governor and Members of the Assembly and invite the Members of the Board of Chosen Freeholders and Essex County Delegation, so they can hear what the general consensus of the opinion of the

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citizenry is. The letters they have indicate discussions with the Mayor. He would like to be in receipt of the plan. He would like to know the relationship of the prison in regard to the economic development of that area. They approved a Five Year Master Plan, appropriating \$100,000. for a consultant to develop. This prison is not in concert with their five year development plan. They need to at least make sure that they find out in what way will the prison, in effect, null and void the original plan in that neighborhood because that was planned for industrial development.

Councilman Tucker said he hoped his colleagues would accept the amendment so that they can have this meeting taped and have the City Clerk's Staff present.

Councilman Branch concurred with remarks made by Councilman Martinez and Councilman Tucker in regard to public hearings. He recalls at the "breakfast meeting" the Mayor informed Councilman Carrino to touch bases with Councilman Martinez who was hospitalized at that time. He said maybe the Governor should have called a meeting with the Council Members. He stressed that communication was very necessary. Some of the Council Members were not able to attend for whatever reason and felt it was a good meeting and gained a great deal. The Governor stated they are going to build a prison come "high hell or high water", whether they like it or not. The brunt of it is like Councilman Martinez stated, they should have had public hearings first. Nobody wants a prison in their back yard but everybody wants to get rid of the prisoners. He is not saying where the prison should be built.

Councilman James said he is amazed at their conversation because they are talking about a "breakfast" that took place after. He questioned when the breakfast took place, before May 11th or after. What he is suggesting the decision was already made. He is not going to ask for any discussion. There is no decision if a decision has been made. You can be advised or reported to. That is not communication. These letters date back to May 11th. Is he suggesting to him, that a dialogue on the prison, or is he telling him that he was made aware of what was contained in these letters, that subsequently appeared in the newspaper.

Councilman Branch replied the Mayor called a meeting for the purpose of talking about the prison at this particular time. When the letter came out that is another thing.

Councilman James opined the meeting was called to explore the question of a prison in Newark or the Report of of Findings in the letter.

Councilman Branch said all he knows is that the Mayor brought them together to give them an up-date on the meeting he had with the Governor.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO SCHEDULE PUBLIC HEARINGS IN THE COUNCIL CHAMBER ON JUNE 30, 1983 AND JULY 27, 1983, FROM 7:00 P.M. TO 10:00 P.M. ON PLANS TO BUILD A STATE PRISON IN THE EAST WARD, AND TO TAPE THE TESTIMONY AND SEND TRANSCRIPTS TO THE GOVERNOR AND MEMBERS OF THE STATE LEGISLATURE AND ESSEX COUNTY BOARD OF FREEHOLDERS, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-il-c.

A MOTION DIRECTING THE CITY CLERK'S OFFICE TO PREPARE FOR THE JUNE 22, 1983 CALENDAR OF THE MUNICIPAL COUNCIL RESOLUTION RECOGNIZING AND COMMENDING MS. BERNICE BASS FOR BEING CITED BY THE FEDERAL GOVERNMENT FOR OUTSTANDING SERVICE TO THE YOUTH OF THE CITY OF NEWARK, was made by the Council of the Whole and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The City Clerk presented Communication from Business Administrator Hill, received May 17, 1983, enclosing proposed "Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting therefrom a reserved parking space on South 14th Street."

(South 14th Street, west side, beginning 416 feet north of the northerly curblane of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented Communication from Business Administrator Hill, received May 17, 1983, enclosing proposed "Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on University Avenue."

(Deleting University Avenue, from Central Avenue to Court Street, East side from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays

Adding University Avenue, East side, between Central Avenue and Warren Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays

East side, between Branford Place and Court Street from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

8-c.

The City Clerk presented Communication from Business Administrator Hill, received May 20, 1983, enclosing proposed "Ordinance amending Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting stopping or standing on Manor Drive."

(Manor Drive, West side, beginning 129 feet south of the southerly curblane of Mt. Vernon Place and extending 50 feet southerly therefrom, at any time

West side, beginning 698 feet south of the southerly curblane of Mt. Vernon Place and extending 45 feet southerly therefrom, at any time

West side, beginning 897 feet south of the southerly curblane of Mt. Vernon Place and extending 40 feet southerly therefrom, at any time

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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8-d.

The City Clerk presented Communication from Business Administrator Hill, received May 20, 1983, enclosing proposed "Ordinance amending Section 23:5-5 Parking Limited to Two Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, limiting parking to two hours on Franklin Avenue."

(Franklin Avenue, East side, beginning 44 feet north of the northerly curblin of Ropes Place and extending 147 feet northerly therefrom, from 8:00 A.M. to 4:00 P.M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To delete the title and salary range for Court Coordinator)."

(Municipal Courts

Court Coordinator 1/1/83 \$15,582.11 - \$18,940.00

(35 Hours) 1/1/84 16,361.21 - 19,887.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend Title Two, Chapter Nine A, Section 2:9A-5; and Title Two, Chapter Seven, Section 2:7-6 (b) of the Revised Ordinances of the City of Newark, New Jersey (1966)."

(Moving the administrative responsibility of the meter lab to Water Accounting and Customer Service and moving the affected title from Water Supply to Water Accounting and Customer Service)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salaries in the Community Development Administration, Mayor's Policy and Development Office)."

(5% increase per Administration)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

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8-h.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create position titles and salary ranges in the Community Development Administration, Mayor's Policy and Development Office, H.C.D.A.)."

(Change in titles with no increases in pay except creating of new position for Micro Film Supervisor)

(Micro Film Supervisor

(35 Hours)

\$15,581.55 - \$18,940.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilman Branch, James, Payne, Tucker, Villani,
President Grant.

No: Councilman Martinez.

Not Voting: Councilman Rice.

8-i.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Coordinator of Senior Citizen Centers)."

(Creating new title for consolidation of Newark Office on Aging and Newark Golden Age Project; previously funded from Federal money)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Payne questioned whether a new title is being created or is it just a change in title?

Chief Accountant Fitzsimons replied they are consolidating two federal programs into one title.

Councilman Tucker said the \$20,000. salary is being paid by federal funds. The City is in receipt of a grant for the Golden Age Program that comes under U.C.C. and a contract is going to be forwarded to the Council. His only concern is if that takes place, what is happening. This is for Reverend Porter who is being transferred from U.C.C. payroll to the City payroll which means it would automatically come out of municipal tax dollars. It should be amended to pinpoint that that salary is going to be paid out of Community Development Funds coming from U.C.C.

Chief Accountant Fitzsimons replied the ordinance does not indicate that.

Councilman Tucker said if they approve the ordinance the way it is presently constituted, they have two Coordinators. There are supposed to be four other people with this ordinance and the money is supposed to be reimbursed to the City through U.C.C.

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading and directing the City Clerk to communicate with Director of Health and Welfare Cherot questioning if the proposed salary range represents the total compensation to be paid to the Coordinator of Senior Citizens Centers or if it represents only the City's share with additional compensation being funded through other sources, was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani,
President Grant.

Not Voting: Councilman Rice.

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8-j.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey,' (6-S & F-h) adopted November 2, 1966, as amended. (To adjust as per Labor Agreement longevity pay for employees represented by the Fraternal Order of Police, Lodge #12)."

(Union negotiated changes in longevity percentages)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-t, on page 9, in the minutes of these meetings)

8-k.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries as per Labor Agreement with the Fraternal Order of Police, Newark, Lodge #12)."

(6½% increase for 1983 and 6½% increase for 1984 - Union negotiated)

(Police Officer 1/1/83 \$20,140.27 - \$21,032.17 - \$21,935.08

(40 Hours) 1/1/84 21,449.39 - 22,399.26 - 23,360.86)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Item, see Ordinance 6-F-u, on page 10, in the minutes of these meetings)

8-l.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend Title Two, Chapter Ten, Article Four, of the Revised Ordinances of the City of Newark, New Jersey (1966)."

(Deleting certain Sections of Division of Inspections of Department of Health and Welfare)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Assistant Business Administrator Banker, Director of Health and Welfare Cherot and Director of Engineering Zach to meet with the Council at their pre-meeting conference June 21, 1983 was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-m.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to repeal Title Twenty-Four, Chapter Two, and to amend Title Two, Chapter Nine A, Article One, Sections One and Two, of the Revised Ordinances of the City of Newark, New Jersey (1966)."

(Establishes within Department of Engineering in accordance with Uniformed Construction Code for certain inspectors activities)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Assistant Business Administrator Banker, Director of Health and Welfare Cherot and Director of Engineering Zach to meet with the Council at their pre-meeting conference June 21, 1983 was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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8-n.

The City Clerk presented Communication from Business Administrator Hill, received May 24, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-f) adopted May 16, 1979, as amended and supplemented. (To create the title and salary range for certain positions)." (Change in supervision from Department of Health and Welfare to Department of Engineering - No salary change)
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to defer action on this ordinance and directing the City Clerk to invite Assistant Business Administrator Banker, Director of Health and Welfare Cherot and Director of Engineering Zach to meet with the Council at their pre-meeting conference June 21, 1983 was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-o.
(A.S.)

The City Clerk presented Communication from Business Administrator Hill, received May 27, 1983, enclosing proposed "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Avon Avenue and Stratford Place as one-way streets."

(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place

Stratford Place, Southbound, from Avon Avenue to Clinton Avenue
Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner Boulevard

Stratford Place, Northbound, between Avon Avenue and Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Proposed "Ordinance to regulate the closing of streets in the City of Newark, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Teare met with the Council May 17, 1983)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

NEW BUSINESS ON THE CALENDAR.

None.

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MISCELLANEOUS.11-a.

The City Clerk presented the following Bingo and Raffles Licenses were issued from May 10, 1983 to May 24, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Remco Industries Chapter of Deborah	8790 (Amended)
c/o Testrite Instrument Co.	8912
Parents Association of St. Lucy's School	8913
Queen of Angels Holy Name Society	
Holy Name Society of St. John's Ukrainian	
Catholic Church	8915

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Berean Baptist Church	8876 (Amended)
Our Lady of Mt. Carmel Church	8906
Rosary Altar Society of St. John's	
Ukrainian Catholic Church	8907
New Hope Baptist Church	8908
Our Lady of Mt. Carmel Church	8909
Portuguese American Scholarship	
Foundation	8910
St. Stanislaus Roman Catholic Church	8911
Queen of Angels Church	8914

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.12-a.

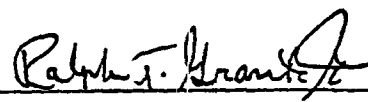
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 4:32 P.M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Ralph T. Grant, Jr.
 President

Newark, New Jersey, June 8, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 12:25 P.M.

1567

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated June 1, 1983, from His Honor, Mayor Kenneth A. Gibson, requesting that the Municipal Council be convened in special session on Wednesday, June 8, 1983, at 12:00 Noon, or as soon thereafter as practical to discuss receipt of bids from Bond Sale.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 1, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a. RESOLUTION MAKING AWARD OF \$14,763,000. OF CHAPTER 74 SCHOOL BONDS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, TO CITIBANK, N.A., FINANCIAL CAPITAL MARKETS GROUP, CITIBANK, N.A., NET INTEREST RATE PER ANNUM 9.9443%.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-b. RESOLUTION MAKING AWARD OF \$770,000. OF SCHOOL QUALIFIED BONDS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, TO FIRST NATIONAL STATE BANK OF NEW JERSEY, NET INTEREST RATE PER ANNUM 10.7493%.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

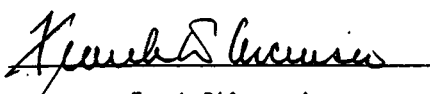
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

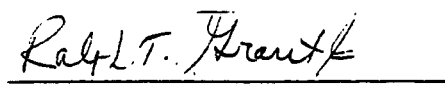
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 12:26 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, June 8, 1983

1568

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:27 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated June 2, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Wednesday, June 8, 1983, at 12:00 Noon, or as soon thereafter as Council can convene to consider three pieces of legislation.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5; adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 2, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read BOND ORDINANCE AMENDING ORDINANCE 6-S & F-h, ADOPTED DECEMBER 19, 1979 AND 6-S & F-s, ADOPTED DECEMBER 7, 1981, BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, FINALLY ADOPTED IN ORDER TO PROVIDE FOR A CHANGE IN THE DESCRIPTION OF THE PURPOSES OR IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN UNDER PROJECT NUMBER 1379 AND TO REDUCE THE AUTHORIZATION FOR PROJECT NUMBER 3679 REAPPROPRIATING \$200,000. OF SAID AUTHORIZATION TO PROJECT NUMBER 1379.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

6-F-b.

The City Clerk read BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO UNIVERSITY HIGH SCHOOL IN AND BY THE CITY OF NEWARK, APPROPRIATING \$100,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$100,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 22, 1983.

June 8, 1983 #2

June 8, 1983

RESOLUTIONS.7-R-a-1.

RESOLUTION AMENDING RESOLUTION 7-R-bx, SEPTEMBER 2, 1981, CAPITAL BUDGET, BY CHANGING SCOPE OF CAPITAL PROJECT 1379 TO READ "THIS PROJECT IS AMENDED TO INCLUDE; ACQUISITION OF FURNITURE FOR THE DEPARTMENT OF FINANCE," AND BY INCREASING TOTAL ESTIMATED AUTHORIZATION FROM \$1,450,000. TO \$1,650,000.; FURTHER AMENDING CAPITAL BUDGET PROJECT 3679 BY DECREASING TOTAL ESTIMATED AUTHORIZATION FOR RECONSTRUCTION OF GREEN STREET CITY HALL ANNEX AND 22 FRANKLIN STREET FOR USE AS NEWARK POLICE COURTS FROM \$1,350,000. TO \$1,150,000.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance failed of adoption June 1, 1983)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

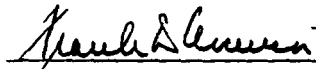
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

ADJOURNMENT.12-a.

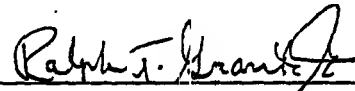
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 12:30 P.M.

APPROVED:

Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, June 22, 1983

1570

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:12 P. M.

The audience arose for the National Anthem which was sung by Ms. Eleanor Walker.

The prayer was offered by Reverend John Arudder, Bethany Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Captain Donald Blydenburgh, Sergeant-at-Arms, Assistant Corporation Counsel Allison Brown Jones.

(Councilman Carrino arrived 8:16 P.M.)

(Councilman Payne arrived 8:37 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 15, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF 1983 FINANCIAL REPORT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF WELFARE, FOR PERIOD ENDING MARCH, 1983.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-b.

The City Clerk presented COPY OF MINUTES OF SECOND RIVER JOINT MEETING, HELD MARCH 7, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD MAY 10, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

June 22, 1983

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD APRIL 28, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-e.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD APRIL 28, 1983.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-f.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE/SOUTH, HELD APRIL 27, 1983.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-g.

The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD APRIL 27, 1983.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD APRIL 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-i.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD APRIL 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-j.

The City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.) GENERATED PRINT-OUT REFLECTING RENTAL ACTIVITY OF CITY-OWNED PROPERTY FOR MONTH OF MAY, 1983, SUBMITTED BY MR. OTTO ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

4-k.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR MONTH OF MAY, 1983.

A motion that the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator for the month of May, 1983, was made by Councilman James, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-l.

The City Clerk presented 1982 HUMAN RIGHTS COMMISSION ANNUAL REPORT, SUBMITTED BY MS. SHIRLEY RUTHERFORD, EXECUTIVE DIRECTOR, NEWARK HUMAN RIGHTS COMMISSION.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-m.

The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD MAY 24, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-n.

The City Clerk presented REPORT OF BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF MAY 31, 1983, SUBMITTED BY MR. FLEMING JONES, FINANCE DIRECTOR.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-o.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD MAY 19, 1983.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-p.

The City Clerk presented REPORT OF BOARD OF EDUCATION CAPITAL PROJECT STATUS AS OF APRIL 30, 1983, SUBMITTED BY MR. FLEMING JONES, FINANCE DIRECTOR.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-q.

The City Clerk presented REPORT OF MUNICIPAL COURT, PART SIX, FOR THE MONTH OF MARCH, 1983.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

4-r.

The City Clerk presented COPY OF 1983 FINANCIAL REPORT, DEPARTMENT OF HEALTH AND WELFARE, FOR PERIOD APRIL, 1983.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani,
President Grant.

(Councilman Carrino arrived 8:16 P.M.)

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET.

(Broad Street, East side, beginning 234 feet south of the southerly curblin of Edison Place and extending 22 feet southerly therefrom.

Lake Street, East side, beginning 757 feet south of the southerly curblin of Bloomfield Avenue and extending 24 feet southerly therefrom; East side, beginning 168 feet south of the southerly curblin of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
Villani, President Grant.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON MOTT STREET.

(Mott Street, East side, beginning 160 feet north of the northerly curblin of Fleming Avenue and extending 24 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
Villani, President Grant.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 11TH STREET.

(North 11th Street, West side, beginning 170 feet south of the southerly curbline of Fourth Avenue and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DOWNING STREET AS A ONE-WAY STREET.

(Deleting Downing Street, Eastbound, from Jefferson Street to Jackson Street.

Adding Downing Street, Westbound, from Jackson Street to Jefferson Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON OXFORD STREET.

(Oxford Street, West side, beginning 333 feet south of the southerly curbline of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HIGH STREET.

(High Street, Both sides, between Orange Street and State Street, at any time

Both sides, beginning at the southerly curbline of Orange Street and extending 320 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

1575

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

6-F-g.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 12TH STREET.

(North 12th Street, West side, beginning 140 feet north of the northerly curblin of First Avenue and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-h.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE.

(Fleetwood Place, South side, beginning 35 feet west of the westerly curblin of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled April 20, 1983)

(Ordinance removed from the table May 18, 1983)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-i.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DELETING DAYTON STREET AND LUDLOW STREET AS ONE-WAY STREETS.

(Dayton Street, Northbound, from the Elizabeth City Line to Ludlow Street
Ludlow Street, Southbound, from Evergreen Avenue to the Elizabeth City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 22, 1983

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON RECTOR STREET.

(Section 23:5-1, PARKING PROHIBITED AT ALL TIMES

Deleting Rector Street, Both sides, between McCarter Highway and Park Place

Adding Rector Street, North side, beginning at the easterly curblin of Park Place and extending 180 feet easterly therefrom; South side, between Park Place and McCarter Highway.

Section 23:5-2 PARKING PROHIBITED AT CERTAIN TIMES

Adding Rector Street, North side, beginning 315 feet east of the easterly curblin of Park Place and extending to McCarter Highway; from 7:00 A.M. to 9:00 A.M., and 4:00 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 13TH STREET AS A ONE-WAY STREET.

(Deleting South 13th Street, Southbound, from West Market Street to Gould Avenue; Adding South 13th Street, Southbound, from West Market Street to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-l.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON FIRST STREET.

(First Street, between Orange Street and Seventh Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 22, 1983

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

/6-F-m.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARY RANGE FOR SENIOR BUYER IN THE DEPARTMENT OF ADMINISTRATION)

(Under Ordinance 6-S & F-v, August 11, 1982, 5% increases were included in this title - included in Civil Service Association, Essex Council #1 - Additional 5% now being given)

(Senior Buyer
(35 Hours) \$14,087.37 - \$16,489.10)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

/6-F-n.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH A LONGEVITY PAY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK, NEW JERSEY (6-S & F-h) ADOPTED NOVEMBER 2, 1966, AS AMENDED. (TO ADJUST AS PER LABOR AGREEMENT, LONGEVITY PAY FOR EMPLOYEES REPRESENTED BY THE FRATERNAL ORDER OF POLICE, LODGE #12)

(Union negotiated changes in longevity percentages)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

/6-F-o.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY DELETING THEREFROM A RESERVED PARKING SPACE ON SOUTH 14TH STREET.

(Deleting South 14th Street, West side, beginning 416 feet north of the northerly curblineline of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-p.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON UNIVERSITY AVENUE.

(Deleting University Avenue, from Central Avenue to Court Street, East side, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays.

Adding University Avenue, East side, between Central Avenue and Warren Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays; East side, between Branford Place and Court Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

*6-F-q.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MANOR DRIVE.

(Manor Drive, West Side, beginning 129 feet south of the southerly curblin of Mt. Vernon Place and extending 50 feet southerly therefrom, at any time; West side, beginning 698 feet south of the southerly curblin of Mt. Vernon Place and extending 45 feet southerly therefrom, at any time; West side, beginning 897 feet south of the southerly curblin of Mt. Vernon Place and extending 40 feet southerly therefrom, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-r.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS ON FRANKLIN AVENUE.

(Franklin Avenue, East side, beginning 44 feet north of the northerly curblin of Ropes Place and extending 147 feet northerly therefrom, from 8:00 A.M. to 4:00 P.M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

June 22, 1983

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-s.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR COURT COORDINATOR)

(Municipal Courts

Court Coordinator	1/1/83	\$15,582.11	-	\$18,940.00
(35 Hours)	1/1/84	16,361.21	-	19,887.00

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

6-F-t.

The City Clerk read AN ORDINANCE TO AMEND TITLE TWO, CHAPTER NINE A, SECTION 2:9A-5: AND TITLE TWO, CHAPTER SEVEN, SECTION 2:7-6(b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966).

(Moving the administrative responsibility of the meter lab to Water Accounting and Customer Service and moving the affected title from Water Supply to Water Accounting and Customer Service)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

6-F-u.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST SALARIES IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)

(5% increase - H.C.D.A.-Not covered by Civil Service Association-Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom the following titles: Supervising Claims Examiner; Real Estate Collection Officer; Real Estate Maintenance and Repair Officer; Senior Real Estate Maintenance Inspector and Supervisor of Registry was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

No: Councilman Rice.

A motion to adopt the ordinance, as amended, on first reading, was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.

No: Councilman Rice.

Not Voting: Councilman Carrino.

President Grant: The yeses are six, the noes are one and one not voting. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on July 6, 1983.

6-F-v.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE POSITION TITLES AND SALARY RANGES IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)

(Micro Film Supervisor

(35 Hours)

\$15,581.55 - \$18,940.00)

(Change in titles with no increases in pay except for creating of new position for Micro Film Supervisor)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.

No: Councilmen Carrino, Rice.

President Grant: The yeses are six and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

6-F-w.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR COORDINATOR OF SENIOR CITIZEN CENTERS)

(Coordinator of Senior Citizen

Centers (35 Hours)

\$20,037.60 - \$24,361.35)

(Creating new title for consolidation of Newark Office on Aging and Newark Golden Age Project; previously funded from Federal money)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

6-F-x.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING AVON AVENUE AND STRATFORD PLACE AS ONE-WAY STREETS.

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(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place
Stratford Place, Southbound, from Avon Avenue to Clinton Avenue
Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner
Boulevard
Stratford Place, Northbound, between Avon Avenue and Clinton Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic
Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

At a later time in the meeting, after Item 8-q, a motion to consider on Ordinances for First Reading, "AN ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY," was made by President Grant, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Grant.

No: Councilmen Carrino, James, Martinez, Payne.

Not Voting: Councilman Rice.

Councilman Carrino requested to change his vote from the negative to the affirmative.

The motion to consider the above ordinance on Ordinances for First Reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Tucker, Villani, President Grant.

No: Councilman James, Martinez, Payne.

Not Voting: Councilman Rice.

6-F-y.

The City Clerk read AN ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Tucker, Villani, President Grant.

No: Councilmen James, Martinez, Payne.

Not Voting: Councilman Rice.

President Grant: The yeses are five, the noes are three and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

A motion to consider on Ordinances for First Reading "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES FOR PRESIDENT OF THE MUNICIPAL COUNCIL AND COUNCILMAN)," was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilmen Branch, Rice.

At a later time in the meeting, after Pending Business on the Calendar, Councilman Branch requested to change his vote from abstention to the affirmative.

A motion to consider the above ordinance on Ordinances for First Reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilman Rice.

6-F-z.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES FOR PRESIDENT OF THE MUNICIPAL COUNCIL AND COUNCILMAN).
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilman Rice.

President Grant: The yeses are six, the noes are two and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 6, 1983.

A motion to consider Resolution 7-R-p at this time was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION RECOGNIZING AND COMMENDING LARRY HAZZARD, VICE-PRINCIPAL OF WEST SIDE HIGH SCHOOL AND PROFESSIONAL BOXING REFEREE, FOR HIS MANY OUTSTANDING CONTRIBUTIONS TO THE ADVANCEMENT OF ATHLETICS AND EDUCATION IN NEW JERSEY.

President Grant indicated Mr. Hazzard had done a tremendous job in the school system and in the world of boxing. He presented Mr. Hazzard with a suitably inscribed resolution on behalf of the Members of the Council.

President Grant read the following resolution:

WHEREAS, Larry Hazzard, a native of Newark and Vice Principal of West Side High School, has become one of the leading referees in professional boxing, and has officiated with great aplomb at 15 world championship bouts in the last five years; and

WHEREAS, Larry Hazzard is a graduate of Newark public schools and holds bachelor's and master's degrees from Montclair State College, and became a teacher in the Newark school system in 1973, and rose through the ranks to become physical education department chairman at Arts High School and then Vice Principal of West Side High School two years ago;

WHEREAS, Larry Hazzard, a former middleweight boxer himself, won three state championships in the Golden Gloves and two state titles from the Amateur Athletic Union, and since becoming a referee 11 years ago he has presided at more than 2,500 amateur and professional matches including such notable title fights as the Michael Spinks-Wayne Braxton encounter in Atlantic City in March of this year; and

WHEREAS, Larry Hazzard has won the admiration of many professional boxers, as well as countless fight fans around the world, for his unimpeachable integrity and his swift and sound administration of all of the rules of the ring, particularly those which protect the wellbeing of the combatants, and most of all for his unerring sense of decency and fair play in every possible situation;

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NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Larry Hazzard, Vice Principal of West Side High School and professional boxing referee, for his many outstanding contributions to the advancement of athletics and education in New Jersey, and does hope that his unique skill and wisdom may draw ever wider respect and success in the years ahead.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Larry Hazzard in warm appreciation of the high honor he has brought to his profession and to our community.

Mr. Hazzard thanked the Members of the Council for such a great honor. He said honoring people for doing their jobs well did not often happen anymore.

Councilman Branch mentioned Mr. Hazzard lived in Hayes Homes as a youngster and was proud of his accomplishments.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

(Councilman Payne arrived at 8:37 P.M.)

Councilman James said he joined those who have followed the career of Larry Hazzard. He called attention to another person sitting in the audience who was a \$1,000,000. a year salesman for Prudential, Mr. Larry Brown. He said he was glad to see local people achieving international fame.

Councilman Payne said he recalled Larry Hazzard as being an excellent student and athlete and was proud Mr. Hazzard was receiving such recognition.

A motion to consider Resolution 7-R-cp at this time was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cp.

RESOLUTION RECOGNIZING AND COMMENDING MISS BERNICE BASS FOR BEING CITED BY THE FEDERAL GOVERNMENT FOR OUTSTANDING SERVICE TO THE YOUTH OF THE CITY OF NEWARK.

Councilman Tucker read the following resolution:

WHEREAS, the future progress and growth of urban communities are not predicated solely on the need for additional anti-poverty programs, urban renewal projects or public welfare, but more so on the need for the youth of our communities to become exposed to and yearn for opportunities, status and abilities that are essential to achieving equitable and powerful relations between themselves, their communities and the economic environment; and

WHEREAS, one of the strengths of the City of Newark through good times and bad has been the varied roles which members of the public and private sectors have played in reviving the community by providing a catalyst for meaningful educational and positive career exposures to the youth of Newark; and

WHEREAS, one such person who has given far more than she has received is Newark's own Miss Bernice Bass, who, for more than two decades has conducted a stimulating and informative radio program called "News & Views", formerly over station WHB1, and for the past 17 years, over station WNJR, and is also employed as Director of the Administrative Division of Newark's United States Customs Service; and

June 22, 1983

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WHEREAS, through the initiative of Bernice Bass and the cooperative efforts of the Region 11 U.S. Customs Service, the Newark Board of Education and the Youth Employment Training Program, 22 Newark high school students from Arts and East Side High Schools benefitted from an invaluable nine week on-the-job training and career counseling program for a variety of occupations offered through the U.S. Customs Service; and

WHEREAS, because of her dedication as a public servant and advocate of social good, Miss Bass was selected out of more than 400 nominees to be the recipient of the prestigious "Presidential Recognition Award" for her outstanding coordination and participation in a meaningful experience for the youth of Newark; and

WHEREAS, the "Presidential Recognition Award" notably exemplifies the remarkable courage and tenacity of Miss Bass and further illuminates her mission as a torch-bearer of social and community progress;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby salute and commend Miss Bernice Bass, the distinguished Director of the Administrative Division of the Newark Office of the U.S. Customs Service, for her unselfish and tireless contributions to the youth of the City of Newark and also extends sincere gratitude and appreciation to the Region 11 U.S. Customs Service for being the first federal agency to participate in such a worthwhile activity.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Miss Bernice Bass in honor of her service to the City of Newark.

Councilman Tucker presented Miss Bass with a suitably inscribed resolution on behalf of the Members of the Council.

Miss Bass thanked the Members of the Council. She said she was surprised to receive such an honor. She expressed it was an unexpected pleasure and was glad the Council showed her such warmth.

At this time Councilman Tucker presented Miss Bass with a bouquet of roses.

Miss Bass thanked the Council Members for her roses and noted they were roses without thorns.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-ds (A.S.) at this time was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ds.
(A.S.)

RESOLUTION SUPPORTING THE EFFORTS OF MRS. MILDRED HELMS TO SAVE AND REHABILITATE HOUSING IN THE CITY OF NEWARK

Councilman James said Mrs. Helms was a beautiful person. He mentioned all of the good she has achieved which had enhanced the quality of life. He stated that Mrs. Helms had been out presently fighting for the rehabilitation of three buildings.

He congratulated Mr. Claude Wallace of the City Clerk's Staff for responding to the resolution in a timely fashion.

Councilman James read these following paragraphs of the resolution:

WHEREAS, Mrs. Mildred Helms, as a community leader, has been in the forefront of numerous campaigns designed to improve living conditions in the various parts of the South Ward by organizing residents to fight for their best interests, which epitomizes the most important aspect of democracy -- an informed and involved citizenry; and

WHEREAS, Mrs. Mildred Helms, as President of the Trinity United Methodist Church Housing Inc., has embarked upon a mission which calls for aid from the Housing and Urban Development Administration to make available funds to rehabilitate and restore 95 dwelling units for senior citizens residing in the City of Newark;

Councilman James presented Mrs. Helms with a suitably inscribed resolution on behalf of the Members of the Council. He stated the Council would stand behind her in her every measure.

Mrs. Helms thanked the Members of the Council. She said she was surprised by the honor and the only reason she had come was because she was curious to find out about 95 housing units.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolutions 7-R-r, 7-R-s and 7-R-t at this time was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION RECOGNIZING AND COMMENDING THE ORGANIZATION OF AFRICAN UNITY AND INDIVIDUAL AFRICAN NATIONS AND ORGANIZATIONS FOR PARTICIPATING IN EVENTS TO STRENGTHEN THE RELATIONSHIP BETWEEN THE PEOPLES OF NEWARK AND AFRICA.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION RECOGNIZING AND COMMENDING THE BLACK HERITAGE DAY PARADE COMMITTEE FOR ITS OUTSTANDING EFFORTS TO PROMOTE PRIDE, UNITY AND KNOWLEDGE DURING ITS ANNUAL CELEBRATIONS SINCE 1979.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

RESOLUTION RECOGNIZING AND COMMENDING THE AFRICAN AMERICAN EDUCATION ASSOCIATION FOR ITS CONTRIBUTIONS TO COMMUNITY LIFE, PARTICULARLY ITS RECEPTION FOR THIRD WORLD DIPLOMATS AT THE NEWARK MUSEUM.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker noted the Ambassadors of the different African nations play a supportive role, not only in the City, but in the Country. He stated the designation recognizing and commending the African Ambassadors highlighted the relationship in developing good trade for the City of Newark. He urged the development to continue between the City and Africa.

Mr. Theo-Ben Gurirab, representing the South-West Africa People's Organization, thanked the Members of the Council on behalf of every nation involved.

Mr. Kurt Culbreath, representing the Black Heritage Day Parade Committee, thanked the Members of the Council. He stated he hoped to keep "his best foot forward" at all times.

Mr. William H. Brown, Principal, Bergen Street School, thanked the Members of the Council for recognizing the African American Education Association's goals among school children throughout the Newark school system.

Councilman Payne commended Councilman Tucker for sponsoring the resolutions.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING CHAPTER 11 OF TITLE 15, NON-RESIDENTIAL PROPERTY MAINTENANCE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REQUIRING ALL BUSINESSES TO POST AFTER HOURS AND EMERGENCY PHONE NUMBERS AT THE ENTRANCE TO SAID BUSINESS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Chapter 11 of Title 15, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, be amended to include a new section to read as follows:

OWNER INFORMATION IN NON-RESIDENTIAL PROPERTY

It shall be the responsibility of the owner of a non-residential building to post, at all times, permanently and prominently, protected from the elements, on or at the main entrance to said building so as to be clearly visible from the outside of the building, a notice which shall contain the following information:

- (a) The name and telephone number of the owner or owners of the premises and the name and telephone number of the occupant(s) of rental space, therein;
- (b) In case of a partnership, the names and telephone numbers of all general partners;
- (c) If the record owner or owners is a corporation or other business entity, the name and telephone number of the registered agent;
- (d) If the residence of the actual owner is not located in the County of Essex, the State of New Jersey, the name and telephone number of a person who resides in the County and is authorized to accept service of process on behalf of the record owner;
- (e) The name and telephone number of the managing agent of the premises, if any;
- (f) The name and telephone number of the superintendent, janitor, custodian or other individual employed by the owner or managing agent to provide regular maintenance service, if any;

(g) The name and telephone number of a representative of the owner or managing agent who may be reached or contacted at any time in the event of an emergency affecting the premises or any unit therein and who has the authority to make emergency decisions concerning the building. Every owner hereby required to post information as described in this section hereinabove, shall file same with the Newark Police and Fire Departments and any other emergency type office such as but not limited to Civil Defense.

Section 2. That any person who violates any provision of this section shall be subject to penalty as prescribed under this Title.

Section 3. That all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4. That this Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. KENNETH LOUIS, SR. VICE-PRESIDENT, GREATER NEWARK CHAMBER OF COMMERCE, 50 PARK PLACE, NEWARK, NEW JERSEY, addressed the Council with respect to the deferral of the ordinance. He noted the Chamber of Commerce wanted to have a chance to go over the ramifications. He believed the adoption of the ordinance might bring about more crime in the area. He stated individuals would have access to the phone numbers and it might create situations where owners would be going to their businesses on non-emergency basis.

Councilman Rice suggested deferring the ordinance until the Chamber of Commerce has had the chance to look it over.

MR. MURRAY EDSON, 47 LINCOLN PARK, NEWARK, NEW JERSEY, questioned the matter of leaving his address and phone number outside of the building.

Councilman Rice explained it would mean the identification of the owner, who would respond to emergencies relating to internal problems within the buildings.

Mr. Edson wanted to know if he could just submit his name and telephone number to the Police and Fire Departments in case of an emergency.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 22, CHAPTER 15, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED AND SUPPLEMENTED. (TO INCLUDE A NEW SECTION REQUIRING EACH OWNER OF OCCUPIED REAL ESTATE TO CLEARLY POST THE PROPER STREET ADDRESS, IN LARGE NUMERALS AT THE ENTRANCE OF THE RESPECTIVE PROPERTY.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 22, Chapter 15, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and the same is hereby supplemented to include a new section to read as follows:

TITLE: DWELLING AND NON-RESIDENTIAL PROPERTY:
RESPONSIBILITIES OF OWNER FOR GENERAL MAINTENANCE

Every owner of occupied real estate, within the City of Newark, shall clearly indicate at all times at the front entrance of the property the proper street address, as it appears on the official tax maps of the City of Newark. Such address shall be in numerals large enough to be read from the nearest street line.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE 4, CHAPTER 2, SECTION 2, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION PROVIDING FOR AN INCREASE IN THE ANNUAL LICENSE FEES FOR PLENARY RETAIL CONSUMPTION LICENSES AND PROVIDING FOR THE ACQUISITION AND RETIREMENT OF PLENARY RETAIL CONSUMPTION LICENSES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the number of alcoholic beverage retail consumption licenses in the City of Newark presently exceeds one for each 2,000 of its population; and

WHEREAS, N.J.S.A. 40:48-2.40 et seq authorizes municipalities in which the number of alcoholic beverage retail consumption licenses exceeds one for each 2,000 of its population, to acquire and retire alcoholic beverage retail consumption licenses; and

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WHEREAS, N.J.S.A. 40:48-2.40 et seq authorizes a municipality to increase annual license fees on retail consumption licenses to assist in financing the acquisition and retirement of these licenses; and

WHEREAS, the Municipal Council of the City of Newark deems it in the public interest to reduce the number of such licenses;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. Title 4, Chapter 2, Section 2 of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and the same is hereby supplemented by adding a new section as follows:

TITLE: ACQUISITION AND RETIREMENT
OF PLENARY RETAIL CONSUMPTION LICENSES;
INCREASE IN ANNUAL FEES

1. Additional license fee to be paid; purpose

a. Commencing on January 1, 1983 each holder of a plenary retail consumption license shall pay the sum of fifty dollars (\$50.00) per year, said fifty dollars (\$50.00) license fee shall be in addition to the annual fees payable in accordance with Section 4:2-5.

b. The revenues to be derived from this annual increase shall be held in a separate trust account and shall be used solely for the purpose of entering into contracts for the acquisition and retiring of plenary retail consumption licenses.

c. The annual increase shall be charged until such time as sufficient revenues are collected so as to provide for the payment of one thousand and eight dollars (\$1,008.00) for each license to be retired in any given year, however, no such increase shall be collected, nor shall any license be retired pursuant to this section after January 1, 1986.

d. The number of plenary retail consumption licenses shall not exceed the total amount of revenues derived from the additional increase in fees for plenary retail consumption licenses during that year.

e. No such contracts entered pursuant to these provisions shall result in the reduction in the number of plenary retail consumption licenses to fewer than one for each 3,000 of the population of the City of Newark and no license so acquired by the City of Newark shall be reissued to any applicant.

2. Procedures

a. Any holder of a plenary retail consumption license who desires to retire a license shall file due notice to that effect in writing with the local issuing authority, and shall apply for same in like manner as a person to person transfer application. However, the local issuing authority shall not conduct a hearing to determine the acceptance of any application.

b. Any contracts to be entered into pursuant to this section, for the purpose of acquiring and retiring plenary retail consumption licenses shall be based upon the recommendation of the local issuing authority and shall be subject to approval by resolution of the governing body of the City of Newark.

c. As soon as possible after December 31 of each year each licensee, whose application has been approved, and who has entered into a contract with the City of Newark pursuant to these provisions shall receive the sum of \$1,008.00 as payment in full for the license.

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d. No licensee may submit an application to retire a plenary retail consumption license unless all federal, state and local taxes have been paid, and all outstanding municipal obligations have been satisfied.

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e. If at the end of the final year in which the additional license fee authorized by this section is in effect, the total additional revenue derived in all years from such increase shall exceed the amount expended for the acquisition and retirement of licenses, such excess shall be rebated pro rata to the then current licensees who paid such additional license fees or credited against the license renewal fee next payable by such licensees.

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 2, ARTICLE 10, HOUSING AUTHORITY, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, (NEWARK R.O. 2:2-35, ET SEQ.), TO DIVEST THE HOUSING AUTHORITY OF THE CITY OF NEWARK OF ITS SLUM CLEARANCE AND URBAN DEVELOPMENT POWERS, FUNCTIONS AND ACTIVITIES IN CONNECTION WITH SLUM CLEARANCE AND FUTURE URBAN REDEVELOPMENT WHICH ARE NOT THE SUBJECTS OF AGREEMENTS HERETOFORE ENTERED INTO BETWEEN THE HOUSING AUTHORITY AND THE CITY OF NEWARK OR BETWEEN THE HOUSING AUTHORITY AND THE UNITED STATES OF AMERICA.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, by Ordinance No. 590 adopted on September 7, 1949, the Housing Authority of the City of Newark was designated, constituted, authorized and empowered to act as a redevelopment agency for slum clearance and urban redevelopment in the City of Newark, New Jersey, pursuant to the Local Housing Authorities Law, Chapter 306, Laws of 1949, State of New Jersey (N.J.S.A. 55:14A-31, et seq.); and

WHEREAS, the functions, powers and duties conferred on the Housing Authority of the City of Newark with respect to slum clearance and urban redevelopment were continued by Newark R.O. 1959 Cum. Supp. §2.41(b), Newark R.O. 2:2-36; and

WHEREAS, in connection with its authority and responsibilities as a redevelopment agency, the Housing Authority of the City of Newark has entered into various agreements with the City of Newark and the United States of America; and

WHEREAS, by Ordinance 6S&Fj adopted on July 16, 1975 as amended and supplemented (Newark R.O. 2:2-36.1 et seq.) the Housing Authority of the City of Newark was designated, constituted, authorized and empowered to act as the acquisition and disposition agency in and for the City of Newark for the purpose only of carrying out acquisition and disposition functions and activities and various services in accordance with the requirements of certain agreements between the City and the Housing Authority, pursuant to the Housing and Community Development Act of 1974; and

WHEREAS, the Municipal Council deems it to be in the best interests of the City of Newark that the Housing Authority of the City of Newark devote its attention to public housing, and to that end seeks to divest the authority of its slum clearance and urban redevelopment powers, functions and activities in connection with slum clearance and future urban redevelopment which are not the subjects of agreements heretofore entered into between the Housing Authority and the City of Newark or between the Housing Authority and the United States of America;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2, Article 10, Housing Authority, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended as follows:

R.O. 2:2-36 Redevelopment projects.

The said housing authority shall act as the redevelopment agency for slum clearance and urban redevelopment in the city for the purpose of carrying out the provisions of the Local Housing Authorities Law, solely in connection with slum clearance and urban redevelopment which are the subjects of agreements between the housing authority and the city and the housing authority and the United States of America, and all functions, powers and duties of the housing authority heretofore conferred with respect thereto are hereby continued. All powers with respect to slum clearance and urban redevelopment which are not the subjects of such agreements shall be exercised by the city, pursuant to R.S. 55:14A-56.

Section 2. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication in accordance with law.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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MS. DORIS McRAE, 278 IRVINE TURNER BOULEVARD, NEWARK, NEW JERSEY.
MR. OSCAR MILES, SCUDDER HOMES, PRESIDENT OF TENANTS ORGANIZATION.
MR. AL WRIGHT, 86 NORTH MUNN AVENUE, NEWARK, NEW JERSEY.
MS. CHRISTINE BROWN, 145 SETH BOYDEN TERRACE, NEWARK, NEW JERSEY.
MR. NATHANIEL PETTIFORD, KRETCHMER HOMES, PRESIDENT OF TENANTS ASSOCIATION.
MS. JOSEPHINE KIRKLAND, 839 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY.
MS. JOHNNIE MAE MITCHELL, FELIX FULD COURT.
MR. EARNEST SHORT, 839 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY.
MR. OSCAR STAFFORD, A RESIDENT OF BAXTER TERRACE.

The above speakers addressed the Municipal Council with respect to their dissatisfaction with the Newark Housing Authority and being in favor of the splitting of the two agencies.

Councilman Carrino stated that no one really knew what the split would accomplish. He said by splitting the agencies the Administration would not have any more excuses for not doing their job.

Councilman James said he hoped the Council could appeal to the Administration with existing cooperation to carry out the changes with the new policies. He stated it was being done for the improvement of the quality of life in public housing.

Councilman Payne hoped the change would see to it that the elevators ran properly, garbage was picked up and the police services were taken care of.

Councilman Tucker indicated the agency has failed to provide inadequate living conditions for the tenants. He stated by creating the agency it was done with the thought of incorporating urban renewal with public housing. Urban Renewal meant more development, but instead these lands have not been developed for many years. He said the split was the first step to insure the tenants would be in receipt of the good quality housing they deserve.

MR. ALAN KING, 47 QUITMAN STREET, NEWARK, NEW JERSEY, a former resident of Scudder Homes felt the blame of the Housing Authority deteriorating should not be placed solely on Mr. Milton Buck. He stated the tenants played a part. He added the structures that were inhabitable for living should be leveled down. He felt money should not be "pumped into" buildings that were not decent.

Councilman Rice stated that changes should not be made until the proper combination was found.

Councilman Tucker asked Mr. King if he was a resident of Scudder Homes.

Mr. King replied that he was a former resident, but his family resided there.

Councilman Tucker claimed the people that were affected by the problem were the people that were most qualified to speak about them. He mentioned that \$37,000,000. was appropriated to the rehabilitation of elevators, broken pipes, etc. and none of this has taken place.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING TITLE 2, ARTICLE 19, COMMUNITY DEVELOPMENT ADMINISTRATION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, (NEWARK R.O. 2:2-82, ET SEQ.), TO DESIGNATE THE COMMUNITY DEVELOPMENT ADMINISTRATION AS THE OFFICE WITHIN THE CITY GOVERNMENT TO COORDINATE AND PROCESS SLUM CLEARANCE AND URBAN REDEVELOPMENT FUNCTIONS AND ACTIVITIES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council deems it to be in the best interests of the City of Newark that the City exercise slum clearance and urban redevelopment powers conferred by the Local Housing Authorities Law, pursuant to §8, Chapter 306, Laws of 1949, State of New Jersey (N.J.S.A. 55:14A-56), to the greatest extent possible, consistent with the slum clearance and urban redevelopment powers heretofore conferred on the Housing Authority of the City of Newark, pursuant to Newark R.O. 2:2-36, et seq. of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented; and

WHEREAS, the Community Development Administration is the appropriate office in the City government to coordinate and process slum clearance and urban redevelopment functions and activities;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2, Article 19, Community Development Administration, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (Newark R.O. 2:2-82, et seq.), be amended to modify Subsection 84(a)(1) of Chapter 2, as follows:

Newark R.O. 2:2-84 Functions, powers and duties.

(a) The functions of the community development administration shall be to:

- (1) Coordinate and process with the respective departments and agencies all City of Newark grant-in-aid programs and applications, including programs and applications in connection with slum clearance and urban redevelopment functions and activities.

Section 2. All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Section 3. This ordinance shall take effect after final passage and publication in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTIONS 9 AND 12 OF CHAPTER 1, ARCADES AND SECTIONS 3, 4 AND 14, OF CHAPTER 2, COIN OPERATED AMUSEMENT DEVICES OF TITLE 5, AMUSEMENTS AND AMUSEMENT BUSINESSES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 5, Chapter 1, Section 9 be amended to read as follows:

5:1-9. Space Requirements.

Each room of the licensed premises in which coin operated amusement devices are located, shall have 35 square feet of unobstructed floor space for each coin operated amusement within the room.

Section 2. That Title 5, Chapter 1, Section 12, subsection (a), be amended to add a paragraph (6) as follows:

5:1-12 Suspension and revocation of license.

(a) ...

(6) Accepting delivery of an amusement device which has not been licensed in accordance with the procedure set out in Chapter 2 of this Title.

Section 3. That Title 5, Chapter 2, Section 3, paragraph (g), be amended to read as follows:

5:2-3 Application for license, contents.

...

(g) The application shall have attached to it a copy of the current valid certificate of occupancy of the premises wherein the coin operated amusement device is to be located.

Section 4. That Title 5, Chapter 2, Section 4 be amended to add paragraph (f) and (g) as follows:

5:2-4 Prerequisite to licensing.

(f) Before issuing a license for any coin operated amusement device the Director shall notify the Superintendent of buildings that application has been made for a license for a coin operated amusement device at a particular premises and forward him copies of the certificate of occupancy and floor plan submitted with the application. No license shall issue until the Superintendent of buildings certifies the following to the Director:

1. The certificate of occupancy is valid.
2. He or his designee has inspected the premises and has ascertained that the space requirements of the ordinance are met, the floor plan submitted is accurate and no Building Code violations exist.
3. He or his designee has calculated and posted the premises occupancy load in accordance with the BOCA Code.
4. He has requested those officials designated by Newark R.O. 7A:1-2(b) as subcode officials (chief plumbing inspector, chief electrical inspector, and deputy chief in charge of fire prevention) to inspect the premises to ascertain whether any violations of their subcodes exist and they have certified that no violations exist; in addition the fire prevention subcode officials has determined that the location of the device within the premises will not run counter to any provision of the fire prevention subcode. All subcode officials shall deal directly with the applicant and/or operator of the subject premises so that compliance with ordinance requirements can be accomplished.

Where a particular premises cannot be brought into compliance or where the premises has not been brought into compliance within a reasonable time, the Superintendent of buildings shall notify the Director who shall notify the applicant of the reasons of the denial of his application.

(g) No license shall issue unless the Director or his designee ascertains that the restrictions of 5:2-11 do not bar issuance. The Director or his designee shall make the inspections necessary to determine whether 5:2-11(a)(c) or (d) bar issuance.

Section 5. That Title 5, Chapter 2, Section 14 be amended to add a paragraph (e) as follows:

5:2-14 Automatic revocation of license; reinstatement of applicant.

(e) Any person who accepts for delivery onto premises a device not licensed in accordance with the procedure set out in this chapter shall be subject to penalty for violation of this chapter. Further, such premises will not be eligible for location of any device for one year following said violation.

Section 6. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani,
President Grant.

No: Councilman Martinez.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 22, 1966, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES AS PER LABOR AGREEMENT WITH THE FRATERNAL ORDER OF POLICE, NEWARK, LODGE #12)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6S&Fy) adopted November 22, 1966 as amended and supplemented, be amended to adjust the salaries as per Labor Agreement to be effective January 1, 1983, as follows to wit:

<u>POSITIONS</u>	<u>EFFECTIVE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Police Officer	1/1/83	\$20,140.27	\$21,032.17	\$21,935.08
152003 (40 Hrs.)	1/1/84	\$21,449.39	\$22,399.26	\$23,360.86

SECTION 2. The salaries hereinabove established shall be effective as of January 1, 1983.

SECTION 3. All prior ordinances or parts thereof which relate to the above positions titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

REVEREND FREDERICK RANDOLPH, JR., 44 LONGFELLOW AVENUE, NEWARK, NEW JERSEY, questioned the number of police the ordinance was making reference to.

Chief Accountant George Fitzsimons replied the number was in excess of 900.

Reverend Randolph said the citizens were striving to maintain their homes and hoped this could be done with the help of the police.

Councilman Rice explained this ordinance did not increase the number of patrols, it increases the benefits.

Reverend Randolph indicated he has not seen any police making patrols in the area in which he lived. He stated if the police were to receive more benefits then their presence should be increased.

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No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR MINORITY BUSINESS AND EMPLOYMENT DEVELOPMENT OFFICER AND TO DELETE THE TITLE AND SALARY RANGE FOR AFFIRMATIVE ACTION OFFICER)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. (f) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Minority Business and Employment Development Officer, as follows, to wit:

(f) NEWARK HUMAN RIGHTS COMMISSION

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Minority Business & Employment Development Officer (35 Hrs.) 15590	1/1/83	\$ 26,858.62	\$ 32,645.84

SECTION 2. That Section 1 (f) of the aforementioned ordinance be further amended to delete the title and salary range for Affirmative Action Officer, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Affirmative Action Officer (35 Hrs.) 154945	1/1/83	\$ 26,858.62	\$ 32,645.84

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the amendment was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance, as amended, on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance, as amended, having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

BOND ORDINANCE AMENDING ORDINANCE 6-S & F-h, FINALLY ADOPTED DECEMBER 19, 1979 AND 6-S & F-s, DECEMBER 7, 1981 BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, FINALLY ADOPTED IN ORDER TO PROVIDE FOR A CHANGE IN THE DESCRIPTION OF THE PURPOSES OR IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN UNDER PROJECT NUMBER 1379 AND TO REDUCE THE AUTHORIZATION FOR PROJECT NUMBER 3679 REAPPROPRIATING \$200,000. OF SAID AUTHORIZATION TO PROJECT NUMBER 1379.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Project No. 1379 in Section 3(k) of Bond Ordinance Number 6s and Fh of the City of Newark, New Jersey, pursuant to which bonds were approved as qualified bonds by the Local Finance Board and which Bond Ordinance was finally adopted December 19, 1979 and entitled, "Bond Ordinance providing for various capital improvements of the City of Newark, in the County of Essex, New Jersey, appropriating the aggregate amount of \$18,205,000 therefor, including the sum of \$1,700,000 from capital surplus and authorizing the issuance of \$15,709,000 bonds or notes of the City for financing part of the appropriation thereof," and which Bonds were issued as permanent obligations on September 10, 1980 is hereby amended in order to provide for a change in the description of the improvements to be undertaken pursuant to said Section 3(k) to read as follows:

"The reconstruction and furnishing of the building located at 828-830 Broad Street."

Section 2. Capital Ordinance Number 6s & Fs of the City of Newark, New Jersey, finally adopted December 7, 1981 and entitled, "Capital Ordinance by the City of Newark, in the County of Essex, New Jersey, reappropriating \$1,200,000 cash of the City to project numbers 1379 and 3679 as supplemental appropriations and to amend the project title to Project No. 3679," is hereby amended in order to provide for a change in the description of the improvement of Project Number 1379 as set forth above and to reduce the total authorization under Ordinances 6s & Fh and 6s and Fs for Project Number 3679 from \$1,350,000 to \$1,150,000 and reappropriating \$200,000 to Project Number 1379 thus increasing the authorization for Project Number 1379 from \$1,450,000 to \$1,650,000.

Section 3. Pursuant to N.J.S.A. 40A:2-39 the proceeds of the sale of the obligations issued as of September 10, 1980, and pursuant to the Ordinances set forth herein, shall be reallocated and appropriated to and used to finance the costs of the purposes as set forth herein said purposes being purposes permitted by the Local Bond Law of the State of New Jersey.

Section 4. The capital budget of the City of Newark is hereby amended to conform with the provisions of the ordinances as amended hereby and referenced in Sections One and Two of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 5. All other matters set forth in the ordinances referenced in Sections One and Two of this ordinance including the appropriation and the estimated cost, the maximum amount of bonds or notes authorized for the purposes set forth therein and the period of usefulness for the \$200,000 is hereby determined to be 5 years.

Section 6. Pursuant to N.J.S.A. 40A:3-4(c), the Local Finance Board has determined by resolution that the City is entitled to issue Qualified Bonds under the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. and has endorsed its consent upon a certified copy of this ordinance as passed upon first reading approving the reappropriation of \$200,000 from Project Number 3679 to Project Number 1379 as authorized by this Bond Ordinance Amendment.

Section 7. With respect to the authorization affected hereby the Supplemental Debt Statement or Statements required by the Local Bond Law have been duly prepared and filed in the Office of the Clerk, and complete executed duplicates thereof have been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is not affected by this amendment.

Section 8. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

Not Voting: Councilman Branch.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

'6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO UNIVERSITY HIGH SCHOOL IN AND BY THE CITY OF NEWARK, APPROPRIATING \$100,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$100,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the State Legislature of the State of New Jersey, by an Act dated January 13, 1983 (P.L. 1983 c.1), has authorized first class cities with a population of 300,000 or more people that recently have changed to a Type II governance system to complete any bond authorization process started while the district was a Type I district; and

WHEREAS, the City of Newark (hereinafter the "City") has a population in excess of 300,000; and

WHEREAS, it has been recognized by the Assembly Education Committee in the statement to Assembly, Bill No. 2038 that the City is a Type I City authorized to act pursuant to the above legislation; and

WHEREAS, the Board of Education of the City has by resolution dated June 23, 1981 determined that it is necessary to raise the aggregate principal amount of \$9,188,000 for the various capital projects as described herein and in a Bond Ordinance introduced on April 20, 1983 and has delivered a statement to that effect to each member of the Board of School Estimate; and

WHEREAS, the Board of School Estimate by resolution dated October 8, 1981 has fixed and determined that \$9,188,000 is necessary for these projects and has certified this amount separately to the Board of Education and the Municipal Council of the City (hereinafter the "Council");

WHEREAS, the Council has introduced on April 20, 1983 a bond ordinance authorizing and appropriating \$9,088,000 of the total \$9,188,000 of financing for the capital projects of the City school system;

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Section 1. Pursuant to the provisions of Title 18A, Education, of the New Jersey Statutes Annotated (hereinafter "N.J.S.A."), the aggregate sum of an amount not to exceed \$100,000 is hereby appropriated by the City for capital improvements to University High School including the redesign of the library located therein and the audio/visual areas, the locker room areas, certain doors and exit signs and rehabilitation or renovation of certain areas of the University High School, all of said improvements being designated as Project Number 6181 in the Capital Program of the City which is hereby authorized at a cost of \$100,000 for which Bonds or Notes of the City are hereby authorized to be issued.

Section 2. In order to finance the cost of the projects described in Section 1 of this ordinance, negotiable qualified bonds are hereby authorized to be issued in the aggregate principal amount not to exceed \$100,000 pursuant to N.J.S.A. 18A:24-1 et seq.

Section 3. Each of the bonds authorized herein shall be designated "School Bond (Qualified pursuant to the School Qualified Bond Act, P.L. 1976 c. 39)" and shall contain a recital that it is issued pursuant to Title 18A, Education, of the New Jersey Statutes and that the bonds are entitled to the benefits of the provisions of the School Qualified Bond Act, P.L. 1976 c. 39. Within 10 days after the issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, and the maturity schedule, interest rate and dates of payment of debt on such qualified bonds. The bonds may be registered bonds or coupon bonds registrable as to principal only or as to both principal and interest. The form, date, denominations, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 4. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereinafter "notes") of the City. All temporary notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no temporary note or notes shall mature later than one year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Commissioner of Education pursuant to N.J.S.A. 18A:24-92, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and his signature upon said notes shall be conclusive as to such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 18A:24-3 and N.J.S.A. 18A:24-92. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 5. As of the date of introduction of this ordinance the supplemental debt statement required by N.J.S.A. 18A:24-16 and 17 has been duly prepared and filed in the office of the City Clerk and in the office of the Secretary of the Board of Education, and a complete executed duplicate thereof will be filed in the office of the Director of the Division of Local

June 22, 1983

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Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption of this ordinance as required by law. The aggregate amount of bonds and notes authorized herein, when added to the net school debt of the school district of the City, shall be in compliance with the requirements set forth in N.J.S.A. 18A:24-19 and shall be deducted from the gross debt of the City pursuant to N.J.S.A. 40A:2-44.

Section 6. Application shall be made to the Commissioner of Education (the "Commissioner") of the State of New Jersey to qualify the bonds pursuant to the School Qualified Bond Act. Upon satisfactory investigation and recommendation by the Commissioner, the State Board of Education may by resolution determine that the City is entitled to issue qualified bonds. Within one year of the adoption of said resolution the City shall submit a copy of this ordinance, with any amendments hereto, to the Commissioner for an endorsement certifying that the ordinance is consistent with the aforesaid determination of the State Board of Education.

Section 7. Pursuant to N.J.S.A. 18A:24-89, a copy of the resolution of the State Board of Education and a copy of this ordinance bearing the endorsement of the Commissioner shall be submitted to the Local Finance Board for its consideration and upon satisfactory investigation shall endorse its consent upon this ordinance authorizing the qualified bonds.

Section 8. It is hereby determined that the period within which the bonds shall mature shall be not more than 10 years.

Section 9. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

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Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 11. This ordinance shall take effect 10 days after the first publication thereof after final adoption, as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of debt statement was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Establishes appointment of Deputy City Clerk in the Office of the City Clerk - \$42,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

June 22, 1983

BOND ORDINANCE PROVIDING FOR VARIOUS SCHOOL IMPROVEMENTS IN AND BY THE CITY OF NEWARK, APPROPRIATING \$9,088,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$9,088,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF. 1806
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Mr. John B. Frohling of Frohling and Hanley met with Council April 19, 1983)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage and directing the City Clerk to invite Mr. John B. Frohling, Frohling and Hanley to the pre-meeting conference, July 5, 1983, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Reaganomics and more black Christian leadership.

6-HC-b. REVEREND MELVIN McDANIEL, 836 CLINTON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to a vacant lot in the area of 840 Clinton Avenue. He also mentioned the problem of rodents and asked for more police protection for the parishioners who attend his church.

Councilman Payne stated he would pass on the information to the proper authorities in reference to the rodent problem. He indicated he would meet with Captain Knox, of the South Police District to discuss the problem of more police protection for the parishioners in the area.

6-HC-c. MS. OZIE MCGUIRE, 883 SOUTH 18TH STREET, NEWARK, NEW JERSEY, complained about the deterioration of her neighbor's property. She stated the house attracted all kinds of derelicts to the neighborhood.

Councilman Payne said he would contact Captain Knox and inform him of her problem.

6-HC-d. MR. SAM DUDLEY, 882 SOUTH 18TH STREET, NEWARK, NEW JERSEY.
6-HC-e. MRS. HELEN DUDLEY, 882 SOUTH 18TH STREET, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council with respect to the problem of abandoned homes in the neighborhood which were deteriorating the area. They also asked the Council if more trees could be planted.

Councilman James said he would walk around the area they were talking about to see which homes were abandoned. He informed Mr. and Mrs. Dudley that the problem would be addressed. He said he would request the aid of Councilman Payne to assist him in taking care of the problem.

6-HC-f. MR. PAUL RUSSO, 56 NORTH 10TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to not removing the traffic signal at the intersection of Third Avenue and North 11th Street. He stated the citizens of the 29th District do not want the traffic signal removed.

Councilman Carrino informed Mr. Russo that the traffic signal was not going to be removed.

Councilman Rice noted he would move to table this resolution at the proper moment because he felt this problem would affect the residents of the West Ward.

6-HC-g.

MS. BERNICE ROBINSON, 38 MAGNOLIA STREET, NEWARK, NEW JERSEY, spoke about the possibility of having more playstreets throughout the City of Newark. She wanted to know why so many were being eliminated.

Mr. Michael James, Superintendent of Recreation, stated that it was elected to open up playgrounds instead of playstreets.

Councilman Rice agreed that youngsters should be provided with more recreation.

Councilman Payne wanted to know why he was only credited with six playgrounds to work with.

Mr. James explained that certain playgrounds would not be used if the school was being used for summer sessions.

Councilman James asked how the hiring of personnel would be treated.

Mr. James stated the people with good track records would be hired.

Councilman Rice added comments which were directed to the body. He stated in regards to the City, they were going no place. He stated that the citizens wanted innovative and progressive changes by decision-makers in the Council and Administration. He added that in order to reshape the City - whether it is in policing, recreation, housing, etc., the changes, while benefitting the majority, people would be getting hurt in the process.

Councilman James asked if there would be a recommendation from the Recreation and Parks Office in reference to area that was remote.

Mr. James replied in the affirmative. He explained that police permits and departmental approval have to be obtained.

Councilman James said there was a weakness in the area of the closing times of the playgrounds. He felt they should be permitted to remain open until 9:00 or 10:00 p.m. He said the reason for this was that the children would be in one area and be kept out of trouble.

Councilman Branch questioned the security of the playgrounds.

Mr. James stated that the City would provide the staff and maintain the security.

Councilman Tucker queried as to who would be hiring the personnel who would work in the playgrounds.

Mr. James indicated the personnel would be hired by the City and the Board of Education will hire professional supervisors.

Councilman Tucker stated the playstreet program has been in operation for the past 19 years. He said it originated because of the community. He questioned whether or not the community people have been informed that the playgrounds would be opening instead of the playstreets.

Mr. James stated the discussion had already taken place.

Councilman Tucker asked Mr. James to have the discussion again with the community people.

June 22, 1983

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6-HC-h.

MS. JUDY DIGGS, 300-17TH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to having playstreets instead of going to the various playgrounds for recreation.

6-HC-i.

MS. JOAN BIBBS, 300-D - 18TH AVENUE, NEWARK, NEW JERSEY.

6-HC-j.

MR. ED KAHN, 305 MAGNOLIA STREET, HIGHLAND PARK, NEW JERSEY, A REPRESENTATIVE OF LOCAL 389 - SEIU.

6-HC-k.

MS. MARLENE JACKSON, 825 SOUTH 10TH STREET, NEWARK, NEW JERSEY.

6-HC-l.

MS. VERA ATKINSON, 151 KEER AVENUE, NEWARK, NEW JERSEY.

6-HC-n.

MR. JOSEPH CZASZYNSKI, 737 PARKER STREET, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council concerning the possible layoffs at Urban Development Resources, Inc.

At the conclusion of the discussion, the City Clerk was directed to invite Mr. Stanley Smith, President, Urban Development Resources, Inc. to attend a Special Conference to be held on Tuesday, June 28, 1983 to discuss the general purpose and reason for the proposed layoff; whether a proper balance of management, staff and clerical positions exists in the proposed layoff; whether any form of discrimination exists in the proposed layoff (i.e., race, sex, residency) and whether employee performance based on a routine system of personnel evaluations was considered in determining the individuals to be dismissed.

6-HC-m.

MS. ROSE BURRELL, 724 SOUTH 12TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to keeping the playstreets open.

6-HC-o.

MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to 30 Walnut Street, Newark. He said he was interested in making tenant management a viable option to Newark. He stated the Council's assistance was needed one more time to defer the auction until the Senate Bill #1312 was passed, which makes tenant management viable in the City of Newark.

He also addressed the Municipal Council with respect to the Emergency Jobs Bill, which has allowed extra Community Development Block Grant monies to come to Newark through the Office of Planning and Grantsmanship. He felt this would have an impact on the residents of Newark, the neighborhoods of Newark, etc. by creating emergency job opportunities. He mentioned a proposal which his group had put together and which was submitted to the Office of Planning and Grantsmanship, which administers the C.D.B.G. money coming into the City. The proposal was in the guidelines of the C.D.B.G. Program and in the Congressional intent of the Emergency Jobs Bill. He said this was done to ask for job slots for member agencies in order to address the urging community need for various neighborhoods. He mentioned that he received a proposal by the Office of Planning and Grantsmanship in which he felt that none of that money was being used for anything that could be called emergency jobs creation. Most of the money was going to be used for add-ons for on-going programs.

Councilman James asked Mr. Cammarieri if he had any trouble going into the community trying to structure dollars to create more jobs.

Mr. Cammarieri replied that there was a process regarding R.F.P., which was sent out by the Office of Planning and Grantsmanship. He indicated not too many people responded at the public hearing which was held to discuss the issue.

6-HC-p.

MR. VICTOR DE LUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the Community Development Block Grant monies. He felt the package that was received from Planning and Grantsmanship was a "farce." He said the money is supposed to be used in getting jobs for the people of the neighborhoods who were unemployed.

He also stated he was in complete support of the deferral of 30 Walnut Street.

Councilman James said the Council was told "If we fail to act tonight, fail to go along what is on the paper, we jeopardize the chance of getting the dollars."

Mr. DeLuca said the Council should not make any decision in haste without all of the information.

Councilman Tucker indicated there was an amendment to the act which gave the local municipalities the option. He said that although the bill was called Emergency Jobs Bill it provided the City with the ability to give general direction, which means that jobs do not have to be created. He noted that one issue that the Administration was in agreement with Council was modular housing. He felt the application should be revised prior to the funds coming back into the City. He said the only jobs that he could identify with was 23 police for the Housing Authority Police Force. He said the question was either to obligate the funds or call a Special Meeting to deal with the issue.

6-HC-q.
6-HC-r.
6-HC-s.
6-HC-t.

MS. PATRICIA JARECKE, 30 WALNUT STREET, NEWARK, NEW JERSEY.
MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY.
MR. EDWARD ANDRADE, 51 CLIFTON AVENUE, NEWARK, NEW JERSEY.
MR. DENNIS LOWERY, 89 GOLDSMITH AVENUE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council with respect to the deferral of 30 Walnut Street and Community Development Block Grant monies. (Emergency Jobs Bill)

Councilman James said he kept hearing that a public hearing was held. He asked to be in receipt of a transcript of requests and suggestions which were made at the public hearing by the citizens. He thought it would be interesting to the Council to take a look at what the citizens indicated during the hearing.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION DESIGNATING STOP INTERSECTIONS ON THIRD AVENUE AND NORTH 11TH STREET, INSTALLING STOP SIGNS ON NORTH 11TH STREET; 7TH AVENUE WEST, NORTH 9TH STREET AND BATHGATE PLACE, INSTALLING STOP SIGNS ON NORTH 9TH STREET AND BATHGATE PLACE; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council at their pre-meeting conference June 21, 1983)

A motion to table the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION RATIFYING CONTRACT WITH DATA GENERAL MANUFACTURING CORPORATION FOR PERIOD APRIL 1, 1983 TO JUNE 22, 1983; FURTHER AUTHORIZING POLICE DIRECTOR TO EXECUTE CONTRACT WITH DATA GENERAL CORPORATION, MILFORD, MASSACHUSETTS, FOR MAINTENANCE SERVICE FOR TWO MINI-COMPUTERS, S200 ECLIPSE MODELS AND TWO DISC DRIVES SITUATED IN COMMUNICATIONS BUREAU, 31 GREEN STREET, FOR PERIOD JUNE 23, 1983 TO MARCH 31, 1984, FOR SUM OF \$49,188. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS AN "EXTRAORDINARY, UNSPECIFIABLE SERVICE;" PURSUANT TO N.J.S.A. 40A:22-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

RESOLUTION RATIFYING CONTRACT FOR PROJECT ENTITLED, "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING PROJECT," FOR PERIOD APRIL 1, 1983 TO JUNE 22, 1983; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY (SLEPA) FOR IMPLEMENTATION OF "COMPREHENSIVE LAW ENFORCEMENT AND CRIMINAL JUSTICE PLANNING PROJECT," FOR PERIOD JUNE 23, 1983 TO DECEMBER 31, 1983; CONTRACT PROVIDES FOR FUNDING FROM SLEPA-\$4,986.; LOCAL CASH-\$4,986. (TO BE PROVIDED BY 1983 MUNICIPAL BUDGET)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mayor's Policy and Development Office Executive Director Jean met with Council at their pre-meeting conference June 21, 1983)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-d.

RESOLUTION RATIFYING CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR PERIOD JUNE 1, 1983 TO JUNE 22, 1983; FURTHER AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY FOR GRANT IN SUM OF \$50,000. FOR PROJECT ENTITLED "PROJECT GAINS," FOR PERIOD JUNE 23, 1983 TO MAY 31, 1984; DOES NOT REQUIRE EXPENDITURE OF ANY MUNICIPAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mayor's Policy and Development Office Executive Director Jean met with Council at their pre-meeting conference June 21, 1983)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, PROJECT GAINS, SUBGRANT #J-J:2-26-82, \$50,000.; ITEM AVAILABLE FROM NEW JERSEY STATE LAW ENFORCEMENT PLANNING AGENCY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to remove from the Table "RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH SPINIELLO CONSTRUCTION COMPANY OF AIRPORT PARK, 25 AIRPORT ROAD, MORRISTOWN, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-06, MUNICIPAL WATER SERVICE INSTALLATION, FOR TOTAL SUM OF \$350,200., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING." (7-R-bq, March 16, 1983), was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH SPINIELLO CONSTRUCTION COMPANY OF AIRPORT PARK, 25 AIRPORT ROAD, MORRISTOWN, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-06, MUNICIPAL WATER SERVICE INSTALLATION, FOR TOTAL SUM OF \$350,200., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled March 16, 1983)
(Resolution removed from the table June 22, 1983)

A motion to amend the resolution by changing the date from April 1, 1983 to July 15, 1983, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH SPINIELLO CONSTRUCTION COMPANY OF AIRPORT PARK, 25 AIRPORT ROAD, MORRISTOWN, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-06, MUNICIPAL WATER SERVICE INSTALLATION, FOR TOTAL SUM OF \$350,200., FOR PERIOD JULY 15, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED IN 1983 ADOPTED BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled March 16, 1983)
(Resolution removed from the table June 22, 1983)

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.

RESOLUTION APPOINTING COUNCILMAN RALPH T. GRANT, JR. AS A MEMBER OF THE JOINT MEETING MAINTENANCE, BEGINNING JULY 1, 1983 AND ENDING JUNE 30, 1984.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.

RESOLUTION APPOINTING COUNCILMAN GEORGE BRANCH AS A MEMBER
OF THE SECOND RIVER JOINT MEETING, BEGINNING JULY 1, 1983 AND ENDING JUNE 30, 1984.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 30 WALNUT STREET, BLOCK 880, LOT 1, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), AND AUTHORIZING ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by changing the minimum purchase price from \$11,500. to \$23,000. was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Martinez mentioned he was in Trenton on Monday and the Senate Bill #1312 was thought to be favorable for approval by the Senatorial Body. He said if the Bill was approved the tenants would be the first under the Statute to work out an agreement with the City for a joint venture.

Councilman Tucker felt the purchase price should go back up to the original price of \$23,000. because in effect, the auction did not take place the first time it was supposed to be held. He said the City should not lose \$12,000.

Councilman James said the passage of the Senate Bill would not establish what would be considered by the Council to be a fair and equitable lease between the tenants and the City. He thought the City should be in receipt of some taxes during the interim period. He stated he would be in support of the delay but would not comment any further if the City was not successful in an equitable lease that would bring revenue to the City by way of taxation or successful in relieving the burden of the property at the taxpayer's expense.

The motion to amend the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino.

A motion to defer action on this resolution, as amended, to the August 10, 1983 Calendar of the Municipal Council was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-j.

RESOLUTION REJECTING ALL BIDS RECEIVED FEBRUARY 28, 1983, SINCE BIDS EXCEEDED THE ENGINEER'S ESTIMATED WORK TO BE DONE AND WAS NOT IN THE BEST INTEREST OF THE CITY; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH J. FLETCHER AND CREAMER AND SON, INC., 799 RIVER ROAD, EDGEWATER, LOWEST RESPONSIBLE BID RECEIVED, FOR CONTRACT 83-09, MUNICIPAL MANHOLE, CATCH BASIN AND HOUSE CONNECTION REPAIR AND CONSTRUCTION, FOR TOTAL OF \$131,875., CONTRACT SHALL TERMINATE MARCH 31, 1984; FUNDS PROVIDED IN 1983 ADOPTED BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)
(This resolution was returned to Administration June 1, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

June 22, 1983

7-R-k.

RESOLUTION RECOGNIZING AND COMMENDING THE TRACK TEAM OF WEST SIDE HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENTS DURING THE 1982-83 SCHOLASTIC YEAR.

A motion to reject the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-l.

RESOLUTION RECOGNIZING AND COMMENDING MISS BOBBIE McGEE OF WEST SIDE HIGH SCHOOL FOR SUPERIOR ATHLETIC ACCOMPLISHMENTS IN VARIOUS CITY, COUNTY AND STATE TRACK COMPETITIONS.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION RECOGNIZING AND COMMENDING THE EFFORTS OF ST. JAMES HOSPITAL TO INCREASE AND IMPROVE ITS LEVEL OF SERVICES TO THE NEWARK COMMUNITY.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n.

RESOLUTION RECOGNIZING AND COMMENDING MARVELOUS MARVIN HAGLER, NATIVE OF NEWARK AND MIDDLEWEIGHT CHAMPION OF THE WORLD, FOR HIS SINGULAR CONTRIBUTIONS TO THE WORLD OF BOXING.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o.

RESOLUTION RECOGNIZING NEWARK'S ANNUAL PORTUGUESE-AMERICAN FESTIVAL AND DECLARING JUNE 11 AND 12, 1983 TO BE "PORTUGUESE-AMERICAN DAY" THROUGHOUT THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p.

RESOLUTION RECOGNIZING AND COMMENDING LARRY HAZZARD, VICE-PRINCIPAL OF WEST SIDE HIGH SCHOOL AND PROFESSIONAL BOXING REFEREE, FOR HIS MANY OUTSTANDING CONTRIBUTIONS TO THE ADVANCEMENT OF ATHLETICS AND EDUCATION IN NEW JERSEY.

(For action on this resolution see page 13 in the Minutes of this Meeting)

7-R-q.

RESOLUTION APPOINTING OTIS WALLER AND DAVID WRIGHT CONSTABLES FOR A TERM ENDING DECEMBER 31, 1983 AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION RECOGNIZING AND COMMENDING THE ORGANIZATION OF AFRICAN UNITY AND INDIVIDUAL AFRICAN NATIONS AND ORGANIZATIONS FOR PARTICIPATING IN EVENTS TO STRENGTHEN THE RELATIONSHIP BETWEEN THE PEOPLES OF NEWARK AND AFRICA.

(For action on this resolution see page 16 in the Minutes of this Meeting)

7-R-s.

RESOLUTION RECOGNIZING AND COMMENDING THE BLACK HERITAGE DAY PARADE COMMITTEE FOR ITS OUTSTANDING EFFORTS TO PROMOTE PRIDE, UNITY AND KNOWLEDGE DURING ITS ANNUAL CELEBRATIONS SINCE 1979.

(For action on this resolution see page 16 in the Minutes of this Meeting)

7-R-t.

RESOLUTION RECOGNIZING AND COMMENDING THE AFRICAN AMERICAN EDUCATION ASSOCIATION FOR ITS CONTRIBUTIONS TO COMMUNITY LIFE, PARTICULARLY ITS RECEPTION FOR THIRD WORLD DIPLOMATS AT THE NEWARK MUSEUM.

(For action on this resolution see page 16 in the Minutes of this Meeting)

7-R-u.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, SUMMER FOOD SERVICE PROGRAM-\$1,679,490.68; FUNDS AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF EDUCATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NUTRITION PROJECT FOR THE ELDERLY-\$506,091.12; FUNDS AVAILABLE FROM DIVISION ON AGING, COUNTY OF ESSEX, STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

1015

7-R-w.

RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1983. (3)
(FRANK BURCHETT, MIGUEL R. MORALES, ROY L. SANDERS)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x.

RESOLUTION AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO ENTER INTO AGREEMENT WITH BOARD OF EDUCATION OF THE CITY OF NEWARK TO PROVIDE RECREATION ACTIVITIES AT THE NEWARK BOARD OF EDUCATION'S SCHOOL AND PLAYGROUND FACILITIES; FURTHER AUTHORIZING DIRECTOR OF RECREATION AND PARKS TO EXECUTE ON BEHALF OF CITY OF NEWARK A HOLD HARMLESS AND INDEMNIFICATION AGREEMENT PROVIDING FOR INDEMNIFICATION TO NEWARK BOARD OF EDUCATION FOR ANY CLAIMS ARISING OUT OF THE USE OF THE BOARD OF EDUCATION RECREATIONAL FACILITIES FROM JULY 5 THROUGH AUGUST 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-y.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE COST-SHARING AGREEMENT BETWEEN COUNTY OF ESSEX AND CITY OF NEWARK WHEREBY IMPLEMENTATION OF REVISED SIGNAL LAYOUT AT INTERSECTION OF SOUTH ORANGE AVENUE AND BROOKDALE AVENUE IS TO BE SHARED EQUALLY BY COUNTY OF ESSEX AND CITY OF NEWARK; CITY'S SHARE ON IMPLEMENTATION COST SHALL NOT EXCEED \$30,000. UNDER ANY CIRCUMSTANCES; COUNTY TO MAINTAIN AND OPERATE CONTROL BEACON AT ITS OWN EXPENSES THEREAFTER.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

RESOLUTION RATIFYING CONTRACT WITH DE CAMP BUS TOURS AND KENT BUS COMPANY, INC. FOR PERIOD MAY 1, 1983 TO JUNE 22, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH DE CAMP TOURS, 101 GREENWOOD AVENUE, P.O. BOX 581, MONTCLAIR, N.J. 07042 AND KENT BUS COMPANY, INC., 297 SNYDER AVENUE, BERKELEY HEIGHTS, N.J. 07922, LOWEST RESPONSIBLE BIDS RECEIVED, TO PROVIDE BUS TRANSPORTATION FOR THE ELDERLY, FOR PERIOD JUNE 23, 1983 THROUGH APRIL 30, 1984; CONTRACT SHALL NOT EXCEED \$45,000. WHICH WILL BE DIVIDED BETWEEN THE TWO CONTRACTS FOR \$22,500. EACH; \$20,000. ENCUMBERED IN 1983 TEMPORARY BUDGET, BALANCE CONTINGENT UPON APPROPRIATION IN NEXT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-7-R-ba.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF PLANNING AND GRANTSMANSHIP TO ENTER INTO AN AMENDED CONTRACT WITH STATE DEPARTMENT OF TRANSPORTATION, FOR PURPOSE OF UNDERTAKING SUBREGIONAL TRANSPORTATION PLANNING WITHIN CITY OF NEWARK, CONTRACT REMAINS FROM JULY 1, 1982 TO JUNE 30, 1983; ADDITIONAL FUNDING IN AMOUNT OF \$15,504., CITY OF NEWARK SHALL PROVIDE IN-KIND SERVICES EQUIVALENT TO \$3,876.; TOTAL AMOUNT OF CONTRACT \$45,904., TOTAL IN-KIND SERVICES TO DATE \$11,476.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

RESOLUTION ACCEPTING BID OF \$375. PER MONTH PLUS TAXES, FROM WORLDWIDE WIND, INC. FOR LEASE OF PREMISES CONSISTING OF ± 1 ACRE ON WHICH IS SITUATED TWO WOOD FRAME STRUCTURES COMPRISING A PORTION OF BLOCK 576, LOT 1, ON THE TAX MAPS OF JEFFERSON TOWNSHIP, NEW JERSEY, BASED ON RESOLUTION 7-R-a, JUNE 1, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.

RESOLUTION RESCINDING RESOLUTION 7-R-e, OCTOBER 15, 1980, "RESOLUTION APPROVING APPLICATION AND PLAN FOR H & C URBAN RENEWAL COMPANY, A PARTNERSHIP, FOR PREMISES 233 HIGH STREET, BLOCK 2857, LOT 1 AND 219-231 HIGH STREET (ALSO INCLUDES 88 BOYDEN STREET), BLOCK 2858, LOT 50; FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF SAID PROJECT; GRANTING EXEMPTION FROM TAXATION FOR PERIOD OF NOT MORE THAN TWENTY YEARS FROM DATE OF EXECUTION OF AGREEMENT IN ACCORDANCE WITH N.J.S.A. 40:55C-40".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$225.60 PAYABLE TO DUANE LINDEN, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. LINDEN, RESIDING AT 143 VINTON CIRCLE, FANWOOD, INSTITUTED SUIT IN UNION COUNTY DISTRICT COURT IN SEPTEMBER, 1982, AGAINST CITY OF NEWARK SEEKING DAMAGES AS RESULT OF AUTOMOBILE COLLISION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$11,000. PAYABLE TO LUIS A. DEZA AND HIS ATTORNEY, DAVID ZENDELL, ESQ., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ON APRIL 20, 1980, MR. DEZA, RESIDING AT 205 PARKHURST STREET, NEWARK, SUSTAINED PERSONAL INJURIES AS RESULT OF NEGLIGENCE BY CITY OF NEWARK. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$425. PAYABLE TO PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND ITS ATTORNEY, BECK, REICHSTEIN AND GUIDONE, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; PUBLIC SERVICE ELECTRIC AND GAS COMPANY INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT FOR DAMAGES ALLEGEDLY SUSTAINED THROUGH NEGLIGENCE OF AGENTS, EMPLOYEES OR SERVANTS OF THE CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

7-R-bg.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$6,000. PAYABLE TO LINO DEJESUS AND HIS ATTORNEYS, FORMAN, FORMAN, CARDONSKY, ANDRIL AND BZURA, ESQs., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; LINO DEJESUS INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY SEEKING RECOVERY FOR SUSTAINED PERSONAL INJURIES AS RESULT OF ALLEGED NEGLIGENCE BY CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$163. PAYABLE TO ALBERT P. MANGIN; ALBERT P. MANGIN INSTITUTED LEGAL ACTION IN ESSEX COUNTY DISTRICT COURT; THIS LAWSUIT AROSE OUT OF MOTOR VEHICLE ACCIDENT WHEN A NEWARK POLICE OFFICER ON MOTOR PATROL RESPONDING TO A BURGLARY IN PROGRESS ENCOUNTERED A TRAFFIC GRID LOCK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$10,000. PAYABLE TO LYONS FAMILY HEALTH CENTER, INC.; LYONS FAMILY HEALTH CENTER, INC. INSTITUTED SUIT AGAINST CITY OF NEWARK SEEKING TOTAL REIMBURSEMENT FOR PERIOD MAY 2, 1981 TO AUGUST 12, 1981 AND A CONTRACT FOR PERIOD AUGUST 13, 1981 TO APRIL 4, 1982, TOTALING \$83,160., AS AUTHORIZED BY RESOLUTION 7-R-et, AUGUST 12, 1981.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$350. PAYABLE TO DANA FORFA AND RACHMIEL AND FERDINAND, HIS ATTORNEYS, UPON RECEIPT OF ANY DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; DANA FORFA INSTITUTED LAWSUIT IN ESSEX COUNTY DISTRICT COURT SEEKING RECOVERY FOR VEHICULAR DAMAGES TO HIS VEHICLE BY CITY OF NEWARK SANITATION VEHICLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ACCEPT PAYMENT IN AMOUNT OF \$4,000. FROM PROPERTY SALES, INC.; CITY OF NEWARK INSTITUTED SUIT IN UNION COUNTY DISTRICT COURT AGAINST PROPERTY SALES, INC., OWNER OF PROPERTY LOCATED AT 497-499 SOUTH 19TH STREET, NEWARK, TO RECOVER OUTSTANDING BALANCE OF \$5,575.31 FOR WATER AND SEWER CHARGES FOR SAID PROPERTY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$569.85 PAYABLE TO ALBERT KOHN AND COMPANY, AND THAYER, GREENMAN AND BUDIN, ESQS., ATTORNEYS FOR PLAINTIFF, 67 WALNUT AVENUE, CLARK, NEW JERSEY, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY IT IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ALBERT KOHN AND COMPANY INSTITUTED AN ACTION IN CONTRACT IN ESSEX COUNTY DISTRICT COURT TO RECOVER \$1,277.20 FOR ALLEGED SERVICES RENDERED PLUS INTEREST.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

June 22, 1983

7-R-bm.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$24.15 PAYABLE TO MR. MURRAY H. EDSON, UPON RECEIPT BY CORPORATION COUNSEL OF DOCUMENTS REQUIRED; MURRAY H. EDSON INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT WHEN HIS CHEVROLET WAS TOWED FROM 49 LINCOLN PARK AT REQUEST OF NEWARK POLICE DEPARTMENT.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$864.57 PAYABLE TO EARL HERBERT AND HIS ATTORNEY, DAVID H. HARRIS, ESQ., UPON RECEIPT OF WARRANT TO SATISFY EXECUTED BY HIM IN FAVOR OF CITY OF NEWARK AND ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; EARL HERBERT FILED ACTION AGAINST CITY OF NEWARK SEEKING REDEMPTION OF PROPERTY LOCATED AT 1405 MCCARTER HIGHWAY, BLOCK 521, LOT 23.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$2,000. PAYABLE TO SALVATORE J. PRISCO AND FRANK P. TROCINO, ESQUIRES, 1139 EAST JERSEY STREET, ELIZABETH, N.J. 07201, UPON RECEIPT OF ALL PAPERS DEEMED NECESSARY BY CORPORATION COUNSEL; SALVATORE J. PRISCO INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT FOR PROPERTY DAMAGE ALLEGED TO HAVE BEEN CAUSED TO PLAINTIFF'S VEHICLE WHEN CITY'S SANITATION TRUCK TRAVELING TO DISPOSAL SITE COLLIDED INTO REAR OF PLAINTIFF'S VEHICLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.

RESOLUTION AUTHORIZING OFFICE OF REAL PROPERTY TO EXECUTE CONTRACTS WITH PETTIFORD AND PETTIFORD CONTRACTORS, INC., 206 FIRST STREET, NEWARK, FOR REHABILITATION OF EIGHT (8) PROPERTIES TOTALING \$109,412.; FURTHER AUTHORIZING OFFICE OF REAL PROPERTY TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500., FUNDS PROVIDED BY H.C.D.A. VII; FURTHER REJECTING BID OF PAT SALERNO, 783 LAKE STREET, NEWARK, SINCE CONTRACTOR DID NOT COMPLY WITH REQUIREMENTS OF BID DOCUMENTS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO CONTRACT WITH MOUNT CARMEL GUILD/CATHOLIC COMMUNITY SERVICES FOR SUMMER YOUTH EMPLOYMENT PROGRAM FOR HANDICAPPED; TOTAL AMOUNT OF CONTRACT SHALL NOT EXCEED \$148,000., FOR PERIOD FROM JUNE 20, 1983 TO SEPTEMBER 30, 1983, TOTAL NUMBER OF PARTICIPANTS SHALL BE 200; SOURCE OF FUNDS-COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.

RESOLUTION AMENDING RESOLUTION 7-R-i, APRIL 20, 1983, CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER FOR A WORK EXPERIENCE/VALLEY SECTION PROGRAM, FOR TRAINING OF 12 PARTICIPANTS, BY INCREASING AMOUNT OF MONEY BY \$9,890. TO EQUAL \$52,050., ALL OTHER PROVISIONS SHALL REMAIN UNCHANGED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DEJANA INDUSTRIES, INC., 138 SHORE ROAD, PORT WASHINGTON, NEW YORK, LOWEST RESPONSIBLE BID RECEIVED, FOR PROJECT KNOWN AS STREET SWEEPING FOR APPROXIMATELY 37% OF THE CITY, CONTRACTOR SHALL PROVIDE EQUIPMENT AND LABOR INCLUDING ALL COST ASSOCIATED WITH DISPOSAL OF STREET SWEEPING REQUIRED IN SPECIFICATIONS FOR YEARS 1, 2 AND 3; CITY RESERVES RIGHT AFTER COMPLETION OF 3RD YEAR TO EXTEND CONTRACT ANNUALLY FOR ADDITIONAL YEARS UP TO MAXIMUM OF 5 YEARS; SAID EXTENSIONS FOR 4TH AND 5TH YEARS SHALL BE CONTINGENT UPON MUTUAL AGREEMENT BY CITY AND DEJANA INDUSTRIES; YEAR 1-\$472.50 PER SWEEPER PER DAY, YEAR 2-\$491.50, YEAR 3-\$511., YEAR 4-\$531., YEAR 5-\$531., FUNDS PROVIDED IN 1983 ADOPTED BUDGET, EFFECTIVE DATE FOR COMMENCING CONTRACT SHALL BE 60 DAYS FROM DATE OF EXECUTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, President Grant.

No: Councilmen Carrino, Rice.

Not Voting: Councilmen Tucker, Villani.

7-R-bt.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO MODIFY NEWARK'S FISCAL YEAR 1983 ANNUAL PLAN UNDER COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978 TO INCLUDE \$4,512,298. TO OPERATE SUMMER YOUTH EMPLOYMENT PROGRAM; ALL FUNDS EXPENDED IN ACCORDANCE WITH TERMS OF SAID PLAN.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu.

RESOLUTION AUTHORIZING MAYOR AND BUSINESS ADMINISTRATOR TO EXECUTE LABOR AGREEMENT, ON BEHALF OF CITY OF NEWARK, WITH LOCAL 617, SERVICE EMPLOYEES INTERNATIONAL UNION, AS BARGAINING REPRESENTATIVE FOR SCHOOL TRAFFIC GUARDS EMPLOYED BY CITY OF NEWARK, EFFECTIVE JANUARY 1, 1983 THROUGH DECEMBER 31, 1985.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO GRANT AGREEMENT, AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, TO PARTIALLY FUND CONSTRUCTION OF WAREHOUSE FACILITY AND FOR PURCHASE OF CAPITAL EQUIPMENT FOR TOYS-R-US.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO CONSENT ORDER/INSTALLMENT AGREEMENT WITH EACH PREVIOUS OWNER OF RECORD INDICATED ON ANNEXED LIST; TOTAL ARREARAGE SUM DUE CITY OF NEWARK ON ANY ONE PARCEL SHALL BE MADE IN SUBSTANTIALLY EQUAL MONTHLY INSTALLMENTS OVER A PERIOD NOT EXCEEDING THREE YEARS IN ALL; FURTHER CURRENT YEARS TAXES AND EACH SUBSEQUENT YEARS TAXES BE PAID QUARTERLY AND CONCURRENTLY WITH MONTHLY INSTALLMENTS ON ARREARS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.

RESOLUTION AUTHORIZING ACTING TAX COLLECTOR TO EXECUTE CONTRACT WITH CHARLES GARO ASHJIAN, ESQ., FOR PROFESSIONAL SERVICES WITH RESPECT TO PREPARATION OF PLEADINGS, SEARCHES AND OTHER DOCUMENTS NECESSARY TO FORECLOSE IN-REM PROPERTIES, APPROXIMATELY 1,200, COST OF CONTRACT SHALL BE \$24,000., FUNDS PROVIDED FROM LAW DEPARTMENT OPERATING BUDGET. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.

RESOLUTION AMENDING RESOLUTION 7-R-bj (A.S.), MAY 18, 1983, FOR SOLICITATION OF SEALED BIDS FOR LEASING OF NON-RESIDENTIAL PROPERTY, BY CHANGING BLOCK AND LOTS FOR 373 AND 375 SPRINGFIELD AVENUE TO BLOCK 2601, LOTS 16 AND 17; FURTHER APPROVING LEASING OF PREMISES FOR CITY-OWNED PROPERTY FOR DELIVERANCE EVANGELISTIC CENTERS, INC., 621 CLINTON AVENUE, LISTED ON SCHEDULE A TO HIGHEST RESPONSIBLE BIDDER, BASED UPON RESOLUTION 7-R-bj (A.S.), MAY 18, 1983 AND AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE SAID LEASE AGREEMENT FOR PROPERTIES 34-36 16TH AVENUE, 327-329 BERGEN STREET, 360 SPRINGFIELD AVENUE, 362-364 SPRINGFIELD AVENUE, 366-370 SPRINGFIELD AVENUE, 372-376 SPRINGFIELD AVENUE, 373 AND 375 SPRINGFIELD AVENUE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE AGREEMENT WITH STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR REARRANGEMENT OF EXISTING WATER SUPPLY SYSTEM OF CITY TO ACCOMMODATE IMPROVEMENTS OF ROUTE 21; ALL COSTS SHALL BE FUNDED BY STATE OF NEW JERSEY WITH SAID WORK SUBJECT TO INSPECTION AND APPROVAL BY CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO DANIEL W. BLUE, JR., EXECUTIVE DIRECTOR, OFFICE OF THE MAYOR, HUMAN RIGHTS COMMISSION, FOR PERIOD BEGINNING MARCH 20, 1983 AND ENDING SEPTEMBER 30, 1983. (PRESENTLY WORKING IN NEWARK HOUSING AUTHORITY AS ASSISTANT EXECUTIVE DIRECTOR - FIRST LEAVE BEGAN MARCH 20, 1978)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT WILLIAMS, LIEUTENANT, DEPARTMENT OF POLICE, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JANUARY 1, 1983 AND ENDING JUNE 30, 1983. (TO CONTINUE AS POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cc.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO ANGELA CORBO, COMMUNITY RELATIONS SPECIALIST, OFFICE OF THE MAYOR, HUMAN RIGHTS COMMISSION, FOR PERIOD BEGINNING APRIL 1, 1983 AND ENDING OCTOBER 1, 1983. (PRESENTLY WORKING IN NEWARK HOUSING AUTHORITY AS MANAGEMENT PROCEDURES ANALYST - FIRST LEAVE BEGAN APRIL 1, 1980.)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$545.10 PAYABLE TO WILLIAM F. VOELTZ, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. VOELTZ INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER DAMAGES AS RESULT OF MOTOR VEHICLE ACCIDENT WITH CITY VEHICLE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ce.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH MCMULLAN CONSTRUCTION COMPANY, 36 BROAD TERRACE, BLOOMFIELD, TO PROVIDE ROOF REPAIRS, ONLY RESPONSIBLE BID RECEIVED, FOR PERIOD JULY 1, 1983 TO JUNE 30, 1984, CONTRACT SHALL NOT EXCEED \$50,000.; \$5,000. ENCUMBERED IN 1983 TEMPORARY BUDGET TO COMMENCE SERVICE, ADDITIONAL FUNDS WILL BE ENCUMBERED IN 1983 ADOPTED BUDGET; 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION OF FUNDS IN FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Carrino.

Not Voting: Councilman Tucker.

President Grant directed the City Clerk to communicate with Business Administrator Hill requesting that before any repairs are started Council should be advised of what building and the approximate cost of the repair.

7-R-cf.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 6 CONTRACTORS FOR DEMOLITION OF BUILDINGS; ALL LOWEST RESPONSIBLE PROPOSALS; PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO ARTKO WRECKING COMPANY, 117 PROSPECT AVENUE, BAYONNE, 112-116 PENNSYLVANIA AVENUE, FOR SUM OF \$7,200.; JUZEFYK EXCAVATING COMPANY, INC., 428 EDGAR ROAD, ELIZABETH, 79 CUTLER STREET AND 607 WEST MARKET STREET, FOR SUM OF \$9,096.; Q.T. SOLID WASTE COMPANY, 647 NORTH 6TH STREET, NEWARK, 99 WILSEY STREET, FOR SUM OF \$3,595.; THOMAS J. HARPER, INC., 257 NORTH GROVE STREET, EAST ORANGE, 115 4TH AVENUE, FOR SUM OF \$1,500.; A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, FOR SIX STRUCTURES, FOR SUM OF \$18,430. AND BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, 3 STRUCTURES, FOR SUM OF \$8,548.; PAYMENTS TO BE RENDERED AFTER DEMOLITIONS HAVE BEEN COMPLETED; FUNDS PROVIDED BY H.C.D.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cg.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH GRANADA CONSTRUCTION COMPANY, 278 FERRY STREET, NEWARK, FOR SIDEWALK AND CURB CONSTRUCTION-FELIX FULD COURT HOMES, LOWEST RESPONSIBLE BID RECEIVED, FOR TOTAL SUM OF \$101,795.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS FOR PROJECT PROVIDED IN 1983 ADOPTED BUDGET/CAPITAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ch.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO REJECT BIDS RECEIVED APRIL 7 AND APRIL 27, 1983 SINCE BIDS EXCEEDED AMOUNT OF FUNDS AVAILABLE FOR WORK TO BE DONE; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE A NEGOTIATED CONTRACT WITH STEPHEN HALL AND SONS CONSTRUCTION, INC., 622 E. 22ND STREET, PATERSON, FOR MUHAMMAD ALI AVENUE SEWER RECONSTRUCTION, FOR SUM OF \$99,460.09.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$269.91; FUNDS PROVIDED IN 1983 ADOPTED BUDGET/CAPITAL FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice.

Councilman Payne said he expected the project to be completed in the amount that was budgeted for and requested that no more than that amount be spent.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President

Grant.

No: Councilman Carrino.

Not Voting: Councilman Tucker.

7-R-ci.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AGREEMENT WITH NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR INSTALLATION OF AIR MONITORING SHELTER WITHIN CITY OF NEWARK, SAID SHELTER SHALL BE INSTALLED ON GROUNDS OF IRON-BOUND RECREATION CENTER; NO EXPENDITURE OF MUNICIPAL FUNDS IS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cj.

RESOLUTION APPOINTING SPECIAL POLICEMEN FOR YEAR ENDING DECEMBER 31, 1983. (2) (WILLIAM BRYANT AND CECIL DOCKERY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ck.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN AMOUNT OF \$500. PAYABLE TO JOHN OLIPHANT AND FISH, FIELD AND GREENSPOON, ESQUIRES, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; MR. OLIPHANT INSTITUTED SUIT AGAINST CITY IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY SEEKING DAMAGES AS RESULT OF ACTIONS BY EMPLOYEES OF CITY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

1025
7-R-cl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$3,400. PAYABLE TO JABE SALES CO., INC. AND HARRY DEL PLATO, ESC., UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; JABE SALES CO. INSTITUTED SUIT AGAINST CITY IN DISTRICT COURT, ESSEX COUNTY FOR BREACH OF CONTRACT BY CITY.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cm.

RESOLUTION RECOGNIZING AND COMMENDING MTUME, COMPOSER AND MUSICIAN, FOR HIS REMARKABLE CREATIVE GENIUS, AND HIS CONTRIBUTIONS TO NEWARK'S MUSICAL HERITAGE.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cn.

RESOLUTION RECOGNIZING AND COMMENDING ROBERT QUEEN, EDITOR OF THE NEW JERSEY AFRO-AMERICAN, FOR OUTSTANDING CONTRIBUTIONS TO JOURNALISM, AND EXTENDING BEST WISHES FOR HIS RETIREMENT.

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-co.

RESOLUTION AUTHORIZING CENTRAL PLANNING BOARD TO MAKE AN INVESTIGATION AND HOLD PUBLIC HEARINGS TO DETERMINE WHETHER CITY BLOCK 272, LOTS 5, 7, 9-16, 18-25, 27 AND CITY BLOCK 273, LOTS 1-10, 16, 18-21, 23, 25-40 AND FAIRMOUNT AVENUE BETWEEN 14TH AVENUE AND SOUTH ORANGE AVENUE ARE BLIGHTED AREAS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cp.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MISS BERNICE BASS FOR BEING CITED BY THE FEDERAL GOVERNMENT FOR OUTSTANDING SERVICE TO THE YOUTH OF THE CITY OF NEWARK.

(For action on this resolution see page 14 in the Minutes of this Meeting)

7-R-cq.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT IN AMOUNT OF \$3,289,000. APPROPRIATED UNDER EMERGENCY JOBS ACT OF 1983 (P.L. 98-8) AND AUTHORIZED UNDER HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 (P.L. 93-383) AS AMENDED, WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS; NO ENCUMBRANCE OR EXPENDITURE OF FUNDS SHALL BE MADE PENDING GRANT AGREEMENT EXECUTION IN CONNECTION WITH GRANT BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(This resolution was modified by deleting therefrom explanatory material on manufactured housing. This is to be replaced with new documentation)

7-R-cr.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE GIRLS' TRACK TEAM OF WEST SIDE HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cs.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE BOYS' TRACK TEAM OF WEST SIDE HIGH SCHOOL FOR SUPERIOR ATHLETIC ACHIEVEMENT DURING THE 1982-1983 SCHOLASTIC SEASON.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ct.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH BELCHER AND READY, CERTIFIED PUBLIC ACCOUNTANTS, TO AUDIT CITY OF NEWARK'S URBAN DEVELOPMENT ACTION GRANT (UDAG) FUNDS PROVIDED BY UNITED STATES DEPARTMENT OF HOUSING AND URBAN ADMINISTRATION WITH APPROPRIATED AMOUNT OF \$1,000,000., AMOUNT NOT TO EXCEED \$5,600.; NO PAYMENTS OF AMOUNT CONTRACTED ARE TO BE PAID UNTIL AFTER COUNCIL ACCEPTS AUDIT REPORT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cu.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH BELCHER AND READY, CERTIFIED PUBLIC ACCOUNTANTS, TO AUDIT CITY OF NEWARK'S 1983 SUMMER FOOD PROGRAM, FUNDS APPROPRIATED IN AMOUNT OF \$1,679,490.68, AMOUNT NOT TO EXCEED \$6,000.; NO PAYMENTS OF AMOUNT OF CONTRACT ARE TO BE PAID UNTIL AFTER COUNCIL ACCEPTS AUDIT REPORT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

June 22, 1983

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cv.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO CONTRACT WITH SAMUEL KLEIN AND COMPANY, TO AUDIT CITY OF NEWARK'S H.C.D.A. 8TH YEAR PROGRAM, FUNDS APPROPRIATED IN AMOUNT OF \$12,774,400., AMOUNT NOT TO EXCEED \$43,500.; NO PAYMENTS OF AMOUNT CONTRACTED ARE TO BE MADE UNTIL COUNCIL APPROVES AUDIT REPORT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cw.
(A.S.)

RESOLUTION AUTHORIZING ACTING MUNICIPAL COMPTROLLER TO PAY SAMUEL KLEIN AND COMPANY THE SUM OF \$5,400. FOR PERFORMING AND DELIVERING AUDIT OF THREE (3) UDAG PROGRAMS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cx.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING COUNCILMAN SHARPE JAMES FOR MANY YEARS OF DISTINGUISHED SERVICE IN PUBLIC OFFICE AND IN COMMUNITY LIFE.

A motion to adopt the resolution was made by Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cy.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE NEWARK VOCAL GROUP "PURE WATER" ON ITS SELECTION BY THE SMITHSONIAN INSTITUTE TO REPRESENT NEW JERSEY IN THE 17TH ANNUAL FESTIVAL OF AMERICAN FOLKLIFE IN WASHINGTON, D.C. AND DECLARING JUNE 23, 1983 TO BE "PURE WATER DAY" THROUGHOUT THE CITY OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cz.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING WANDA M. PAYNE, DAUGHTER OF SOUTH WARD COUNCILMAN DONALD M. PAYNE, ON HER GRADUATION FROM KEAN COLLEGE.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

June 22, 1983

1028

7-R-da.
(A.S.)

RESOLUTION AUTHORIZING ACTING MUNICIPAL COMPTROLLER TO PAY SAMUEL KLEIN AND COMPANY THE SUM OF \$87,500. FOR PERFORMING AND DELIVERING AUDIT OF H.C.D.A. 6TH AND 7TH YEAR PROGRAMS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-db.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 557-571 CENTRAL AVENUE AND 137 SOUTH 11TH STREET, BLOCK 1858, LOTS 30, 31, 37 AND 27, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dc.
(A.S.)

RESOLUTION ACCEPTING FINAL BID OF GEORGE SHEFFIELD AND SHERRY SHEFFIELD, H/W, FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 20, LOT 10, 33 HALSEY STREET, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (a), IN SUM OF \$20,500.; BASED UPON RESOLUTION 7-R-bb (A.S.), MAY 18, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dd.
(A.S.)

RESOLUTION ACCEPTING FINAL BID OF BERGER LEISURE GROUP, INC., FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 882, LOT 66, 982-984 BROAD STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), IN SUM OF \$51,000.; BASED UPON RESOLUTION 7-R-ba (A.S.), MAY 18, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Branch, seconded by Councilman Payne.

Councilman Payne hoped the establishment, when it opened, would draw the proper kind of people to the downtown area. He felt a close watch should be kept on the concerned area.

Councilman Martinez said Council's concerns should be discussed with Mr. Berger.

Councilman Tucker suggested the Law Department do a check on the establishment.

Councilman Payne said he would like to find out what other establishments the organization owns and if they are running them properly.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant directed the City Clerk to place this item on the Special Meeting to be held on June 28, 1983 and that proper individuals be notified of this action.

1029

A motion to remove from the Table "RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH GRANADA CONSTRUCTION CORPORATION, 278 FERRY STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-07, ABANDONING OF WATER SERVICES AND WATER MAINS, FOR TOTAL SUM OF \$142,875., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN FISCAL YEAR 1983, WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING," (7-R-bp, March 16, 1983), was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-de.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH GRANADA CONSTRUCTION CORPORATION, 278 FERRY STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-07, ABANDONING OF WATER SERVICES AND WATER MAINS, FOR TOTAL SUM OF \$142,875., FOR PERIOD APRIL 1, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; CONTRACT ENTERED INTO CONTINGENT UPON ADOPTION OF BUDGET APPROPRIATION IN 1983 ADOPTED BUDGET; WHICH FUNDS WHEN ADOPTED WILL BE ENCUMBERED BY AND FOR THE DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled March 16, 1983)

(Resolution removed from the table June 22, 1983)

A motion to amend the resolution by changing the date from April 1, 1983 to July 15, 1983 was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-de.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH GRANADA CONSTRUCTION CORPORATION, 278 FERRY STREET, NEWARK, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-07, ABANDONING OF WATER SERVICES AND WATER MAINS, FOR TOTAL SUM OF \$142,875., FOR PERIOD JULY 15, 1983 TO MARCH 31, 1984; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED AN ADDITIONAL \$2,500.; FUNDS PROVIDED IN 1983 ADOPTED BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled March 16, 1983)

(Resolution removed from the table June 22, 1983)

A motion to adopt the resolution, as amended, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to remove from the Table "RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 3 CONTRACTORS, FOR DEMOLITION OF BUILDINGS; ALL LOWEST RESPONSIBLE BIDDERS, PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, FOR 91-93 HIGH STREET AND 164 12TH AVENUE, FOR SUM OF \$7,324.; PETER JUZEFYK EXCAVATING CO., 428 EDGAR ROAD, ELIZABETH FOR 13 HARDING PLACE AND 238 PESHINE AVENUE, FOR SUM OF \$8,100.; BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, FOR 74 EMMET STREET AND 113 HILLSIDE AVENUE, FOR SUM OF \$6,327., PAYMENTS TO BE RENDERED AFTER DEMOLITIONS HAVE BEEN COMPLETED IN ACCORDANCE WITH SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. VIII," (7-R-j, June 1, 1983) was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-df.
(A.S.)

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 3 CONTRACTORS, FOR DEMOLITION OF BUILDINGS; ALL LOWEST RESPONSIBLE BIDDERS, PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, FOR 91-93 HIGH STREET AND 164 12TH AVENUE, FOR SUM OF \$7,324.; PETER JUZEFYK EXCAVATING CO., 428 EDGAR ROAD, ELIZABETH FOR 13 HARDING PLACE AND 238 PESHINE AVENUE, FOR SUM OF \$8,100.; BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, FOR 74 EMMET STREET AND 113 HILLSIDE AVENUE, FOR SUM OF \$6,327., PAYMENTS TO BE RENDERED AFTER DEMOLITIONS HAVE BEEN COMPLETED IN ACCORDANCE WITH SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled June 1, 1983)
(Resolution removed from the table June 22, 1983)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to remove from the Table "RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 5 CONTRACTORS, FOR DEMOLITION OF BUILDINGS, ALL LOWEST RESPONSIBLE BIDDERS; PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, FOR 52-60 FIRST STREET, FOR SUM OF \$6,894., 86 CRANE STREET AND 22 WOOD STREET, FOR SUM OF \$4,849.; PETER JUZEFYK EXCAVATING COMPANY, 428 EDGAR ROAD, ELIZABETH, FOR 883 HUNTERDON STREET, 135 SEYMOUR AVENUE AND 199 SOUTH 10TH STREET, FOR SUM OF \$9,980.; A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, 21-23 JACOB STREET, 26-26½ WINANS AVENUE, FOR SUM OF \$6,750.; GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, FOR 153-155 HOBSON STREET, 53 SOUTH STREET AND 429 SOUTH 13TH STREET, FOR SUM OF \$6,265. AND 34 STONE STREET, FOR SUM OF \$2,650., AND ARTCO WRECKING COMPANY, 117 PROSPECT AVENUE, BAYONNE, FOR 554 HAWTHORNE AVENUE, 153-155 FIRST STREET AND 103 SOUTH 11TH STREET, FOR SUM OF \$9,506.; PAYMENTS TO BE RENDERED AFTER DEMOLITIONS HAVE BEEN COMPLETED IN ACCORDANCE WITH SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. VII AND VIII, CONTRACT DEMOLITION," (7-R-k, June 1, 1983), was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dg.
(A.S.)

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF 5 CONTRACTORS, FOR DEMOLITION OF BUILDINGS, ALL LOWEST RESPONSIBLE BIDDERS; PURSUANT TO N.J.S.A. 40A:11-6, FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, FOR 52-60 FIRST STREET, FOR SUM OF \$6,894., 86 CRANE STREET AND 22 WOOD STREET, FOR SUM OF \$4,849.; PETER JUZEFYK EXCAVATING COMPANY, 428 EDGAR ROAD, ELIZABETH, FOR 883 HUNTERDON STREET, 135 SEYMOUR AVENUE AND 199 SOUTH 10TH STREET, FOR SUM OF \$9,980.; A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, 21-23 JACOB STREET, 26-26½ WINANS AVENUE, FOR SUM OF \$6,750.; GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, FOR 153-155 HOBSON STREET, 53 SOUTH STREET AND 429 SOUTH 13TH STREET, FOR SUM OF \$6,265. AND 34 STONE STREET, FOR SUM OF \$2,650., AND ARTCO WRECKING COMPANY, 117 PROSPECT AVENUE, BAYONNE, FOR 554 HAWTHORNE AVENUE, 153-155 FIRST STREET AND 103 SOUTH 11TH STREET, FOR SUM OF \$9,506.; PAYMENTS TO BE RENDERED AFTER DEMOLITIONS HAVE BEEN COMPLETED IN ACCORDANCE WITH SPECIFICATIONS; FUNDS PROVIDED BY H.C.D.A. VII AND VIII, CONTRACT DEMOLITION.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled June 1, 1983)
(Resolution removed from the table June 22, 1983)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

June 22, 1983

7-R-dh.
(A.S.)

RESOLUTION ACCEPTING FINAL BID OF PAPAARAO PAVULURI, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 3637, LOT 98, 489-505 ELIZABETH AVENUE, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), IN SUM OF \$36,005., BASED UPON RESOLUTION 7-R-bx (A.S.), APRIL 20, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President
Not Voting: Councilman Rice.

7-R-di.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF SIX (6) NON-RESIDENTIAL PROPERTIES LISTED ON SCHEDULE C; PURSUANT TO N.J.S.A. 40A:12-14 (a), AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.
No: Councilmen Carrino, Tucker.
Not Voting: Councilman Rice.

7-R-dj.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF FOUR (4) NON-RESIDENTIAL PROPERTIES LISTED ON SCHEDULE C; PURSUANT TO N.J.S.A. 40A:12-14 (a), AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, President Grant.
No: Councilman Tucker.
Not Voting: Councilmen Carrino, Rice, Villani.

7-R-dk.
(A.S.)

RESOLUTION ACCEPTING FINAL BID OF STATE HOTEL SUPPLY COMPANY, INC., FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 411, LOTS 38, 39, 40 AND 41, 138-140, 142, 144-146 NORFOLK STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), IN SUM OF \$17,500., BASED UPON RESOLUTION 7-R-cm (A.S.), JUNE 1, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.
No: Councilman Tucker.

7-R-dl.
(A.S.)

RESOLUTION ACCEPTING FINAL BID OF JACK JEMAL AND RALPH TERZI, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 146, LOT 48, 780-786 BROAD STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13 (a), IN SUM OF \$125,000., BASED UPON RESOLUTION 7-R-bc (A.S.), MAY 18, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, President Grant.
No: Councilman Tucker.
Not Voting: Councilmen Rice, Villani.

7-R-dm.
(A.S.)

RESOLUTION RECOGNIZING THE MANY POSITIVE AND CULTURAL CONTRIBUTIONS OF MR. HAROLD EDWARDS, PRESIDENT OF POSITIVE IMAGE PRODUCTIONS, INC., AND WISHING HIM GREAT SUCCESS AS PRODUCER OF NEWARK'S FIRST CALABASH SUMMER FESTIVAL.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dn.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE KENNETH A. GIBSON, MAYOR OF THE CITY OF NEWARK, FOR HIS MANY HISTORIC ACCOMPLISHMENTS ON THE OCCASION OF HIS BEING HONORED BY "THE 100 BLACK MEN OF NEW JERSEY."

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

At a later time in the meeting Councilman Tucker requested to change his vote from not voting to the affirmative.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-do.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE THOMAS H. COOKE, JR., MAYOR OF THE CITY OF EAST ORANGE, FOR HIS MANY ACCOMPLISHMENTS ON THE OCCASION OF HIS BEING HONORED BY "THE 100 BLACK MEN OF NEW JERSEY."

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dp.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING A. SUE BROWN, FORMER EXECUTIVE DIRECTOR OF UNIVERSITY HOSPITAL, FOR HER MANY CONTRIBUTIONS TO THE IMPROVEMENT OF HEALTH CARE IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dq.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF NON-RESIDENTIAL PROPERTIES LISTED ON SCHEDULES D AND E, PURSUANT TO N.J.S.A. 40A:12-14 (a), AND AUTHORIZING THE ADVERTISING AND SETTING THE RETURN DATE FOR ACCEPTANCE OF FINAL BID FOR PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Tucker.

June 22, 1983

7-R-dr.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MRS. LOUISE EPPERSON, PRESIDENT OF THE NEWLY FORMED NEWARK UNIT OF THE AMERICAN CANCER SOCIETY, FOR HER OUTSTANDING CONTRIBUTIONS TO IMPROVED HEALTH CARE IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ds.
(A.S.)

RESOLUTION SUPPORTING THE EFFORTS OF MRS. MILDRED HELMS TO SAVE AND REHABILITATE HOUSING IN THE CITY OF NEWARK.

(For action on this resolution see Page 15 in the Minutes of this Meeting)

7-R-dt.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION TO UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION FOR PUBLIC WORKS AND PUBLIC WORKS IMPACT PROJECT, IN AMOUNT OF \$983,500.; CITY SHALL PROVIDE 50% MATCHING SHARE FOR PROPOSED RELINING AND RECONSTRUCTION OF WATER MAINS; SAID FUNDS PROVIDED IN 1983 CAPITAL BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-du.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION TO UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION FOR PUBLIC WORKS AND PUBLIC WORKS IMPACT PROJECT, IN AMOUNT OF \$1,000,000.; CITY SHALL PROVIDE 50% MATCHING SHARE FOR PROPOSED RESURFACING OF STREETS; SAID FUNDS PROVIDED IN 1983 CAPITAL BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dv.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF OFFICE OF PLANNING AND GRANTSMANSHIP TO FILE APPLICATION TO UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION FOR PUBLIC WORKS AND DEVELOPMENT FACILITIES, IN AMOUNT OF \$1,000,000.; CITY SHALL PROVIDE FUNDING IN AMOUNT OF \$1,646,242. FOR STORM DRAINAGE AND ELIMINATION OF FLOOD CONDITIONS PROJECT; PROVIDED IN 1979 CAPITAL BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dw.
(A.S.)

RESOLUTION AUTHORIZING AMENDMENT TO 1983 CAPITAL BUDGET TO INCLUDE PROJECT NUMBER 1783, CLEANING AND LINING OF WATER MAINS (VARIOUS SITES), IN AMOUNT OF \$1,967,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Tucker.

7-R-dx.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-cj (A.S.), FEBRUARY 16, 1983, CONTRACT WITH NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORPORATION, BY RATIFYING AND AUTHORIZING CONTRACT PERIOD FROM JUNE 1, 1983 TO JUNE 30, 1983; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-dy.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-f, MAY 18, 1983, CONTRACT WITH NEWARK HOUSING DEVELOPMENT AND REHABILITATION CORPORATION, BY RATIFYING AND AUTHORIZING CONTRACT PERIOD FROM JUNE 1, 1983 TO JUNE 30, 1983; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF CAROL S. COX, RESIDENT OF NEWARK AND EMPLOYEE OF THE NEWARK BOARD OF EDUCATION, was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO DRAFT AN ORDINANCE THAT WOULD MANDATE THAT ALL LATE STARTERS HAVE A DEFINITIVE LETTER FROM THE DEPARTMENT HEAD OR GENERATING AGENCY WHICH WOULD CLEARLY DEFINE WHY IT WAS AN EMERGENCY, WHY AND WHAT DETRIMENT WOULD COME TO THE CITY OF NEWARK IF THE MATTER WAS NOT VOTED ON, was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO PREPARE FOR THE MEETING OF JULY 6, 1983, A RESOLUTION COMMENDING MR. J. BARRY WASHINGTON, PRESIDENT OF NEWARK'S FIRST CABLE TELEVISION COMPANY, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION COMMENDING GREATER ABYSSINIAN BAPTIST CHURCH AND ITS PASTOR, THE REVEREND M.A. ZIMMERMAN, ON THE BURNING OF THE MORTGAGE ON THEIR PROPERTY AT 88 LYONS AVENUE, was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION REQUESTING POLICE DIRECTOR HUBERT WILLIAMS TO PUT ALL AVAILABLE NEW POLICE CARS INTO SERVICE ON THE STREETS AS SOON AS POSSIBLE, was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

- 8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE AMENDING SECTIONS 23:5-5, 23:5-6 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON LOMBARDY STREET."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN ELIZABETH AVENUE-WEEQUAHIC UNITED PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR THE LEASING OF THE PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, BLOCK 3682, LOT 34, FOR THE SUM OF \$7,800. PER YEAR FOR A PERIOD OF ONE (1) YEAR."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-c. The City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LEASEE, AND NORTH JERSEY COMMUNITY UNION, SUB-LEASEE FOR THE PREMISES COMMONLY KNOWN AS 101 LUDLOW STREET, A PORTION OF BLOCK 3764, LOT 1, FOR THE SUM OF ONE DOLLAR (\$1.), PER YEAR FOR A PERIOD OF ONE YEAR (1)."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AUTHORIZE IN CERTAIN INSTANCES EXEMPTION FROM TAXATION OF IMPROVEMENTS TO MULTIPLE DWELLINGS, AND/OR OTHER BUILDINGS OR STRUCTURES, INCLUDING UNUTILIZED PUBLIC SCHOOL BUILDINGS, CONVERTED TO MULTIPLE DWELLING USE."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES REPRESENTED BY THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12."

(Upgraded health benefits in accordance with Labor Agreement - Fraternal Order of Police)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO ESTABLISH STRESS/SHIFT DIFFERENTIAL PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK POLICE DEPARTMENT,' ORDINANCE 6-S & F-d ADOPTED MARCH 17, 1982." (TO INCREASE STRESS/SHIFT ALLOWANCE FOR CERTAIN MEMBERS OF POLICE SUPERIOR OFFICERS' ASSOCIATION AS PER CONTRACT NEGOTIATIONS)

(Establish stress/shift pay differential per Labor Agreement - Superior Officers' Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading and directing the City Clerk to communicate with Administration requesting what fiscal impact this legislation would have on the City was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman Payne.

8-g.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO ESTABLISH STRESS/SHIFT DIFFERENTIAL PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK POLICE DEPARTMENT (AS PER NEGOTIATED SETTLEMENT WITH THE FRATERNAL ORDER OF POLICE, LODGE #12)."

(Establish stress/shift pay differential per Labor Agreement - Fraternal Order of Police)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading and directing the City Clerk to communicate with Administration requesting what fiscal impact this legislation would have on the City was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman Payne.

8-h.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR POLICE OFFICER IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)."

(Police Officer

(40 Hours) 1/1/83 \$20,140.27 - \$21,032.17 - \$21,935.08)

(6% increase for 1983 for Police Officer in Community Development Administration/Mayor's Policy and Development Office consistent with Fraternal Order of Police contract)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-i.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom titles previously tabled was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilmen Payne, Rice.

A motion directing the City Clerk to place this ordinance, as amended, on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Payne, Rice.

8-j.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Payne, Rice.

8-k.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-g) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Investigator, Law Department
Bilingual in Spanish and
English (35 Hours)

1/1/83 \$14,956.57 - \$18,178.48

Operator, Word Processing
Equipment (35 Hours)

1/1/83 11,036.97 - 13,416.54)

(5% increase for titles created in Law Department in December 1982 and January

1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

June 22, 1983

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A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

8-1.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

8-m.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Program Coordinator, Special

Events (35 Hours) 1/1/83 \$14,840.59 - \$18,033.84

Superintendent of Recreation

(40 Hours) 1/1/83 19,886.89 - 24,172.31)

(5% increase for titles created in Department of Recreation and Parks in December 1982 and January 1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

8-n.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Supervising Security

Officer (40 Hours) 1/1/83 \$12,074.88 - \$14,133.52)

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

June 22, 1983

8-o.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Chief Chemist, Testing and Analytical Laboratory (35 Hours) 1/1/83 \$28,201.54 - \$34,283.74)
(5% increase for 1983 - Not covered by Civil Service Association - Essex Council #1)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani,
President Grant.

Not Voting: Councilmen Carrino, Rice.

8-p.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Project Coordinator
(35 Hours) 1/1/83 \$21,925.22 - \$26,650.01

Senior Program
Analyst (35 Hours) 1/1/83 16,360.62 - 19,887.00

Senior Statistical
Typist (35 Hours) 1/1/83 11,590.03 - 13,823.53

(5% increase for 1983 for titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani,
President Grant.

Not Voting: Councilmen Carrino, Rice.

8-q.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)."

(Administrative Analyst
(37½ Hours) 1/1/83 \$19,887.00 - \$24,172.76

Chief Forester (40 Hours) 1/1/83 18,178.48 - 22,096.66

Laborer, Water Leak Detector
(40 Hours) 1/1/83 \$5.29 - \$5.68 - \$6.16

(5% increase for 1983 titles created in 1982 and 1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting the title of Laborer, Water Leak Detector (40 Hours), was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

No: Councilman Carrino.

A motion directing the City Clerk to place this ordinance, as amended, on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND TITLE TWO, CHAPTER TEN, ARTICLE FOUR, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)."

(Deleting certain sections of Division of Inspections of Department of Health and Welfare)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Business Administrator Banker and Director of Engineering Zach met with the Council June 21, 1983)

A motion directing the City Clerk to place this ordinance on the July 6, 1983, Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Branch.

9-b.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO REPEAL TITLE TWENTY-FOUR, CHAPTER TWO, AND TO AMEND TITLE TWO, CHAPTER NINE A, ARTICLE ONE, SECTIONS ONE AND TWO, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)."

(Establishes within Department of Engineering in accordance with Uniformed Construction Code for certain inspectors activities)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Business Administrator Banker and Director of Engineering Zach met with the Council June 21, 1983)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Branch.

9-c.

COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED MAY 24, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-f) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS)

(Change in supervision from Department of Health and Welfare to Department of Engineering - No Salary Change)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Business Administrator Banker and Director of Engineering Zach met with the Council June 21, 1983)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-d.

PROPOSED, "ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Corporation Counsel Teare met with the Council May 17, 1983)

A motion directing the City Clerk to place this ordinance on the July 6, 1983 Calendar of the Municipal Council for first reading and directing the City Clerk to invite Engineering Director Zach to the pre-meeting conference of July 5, 1983 was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from May 24, 1983 to June 13, 1983.

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Society of the Holy Rosary of Saint Francis	
Xavier Church	8726 (Amended)
Congregation B'Nai Zion	8766 (Amended)
Sisterhood Congregation B'Nai Zion	8772 (Amended)
Beth David Jewish Center	8774 (Amended)
Congregation Ahavas Shalom	8792 (Amended)
Residents for Community Action	8800 (Amended)
Blessed Sacrament Rosary Society	8903 (Amended)
St. Antoninus Prayer Group	8918
Sherman Community Center	8929
St. Antoninus Church	8930
Combined Societies of St. Patrick's Pro-Cathedral	8933
Parents and Guardians Guild of St. Vincents Academy	8938
St. Rocco Holy Name Society	8945

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Lucy's Roman Catholic Church	8916
New Jerusalem Missionary Baptist Church	8917
St. James Roman Catholic Church	8919
St. James Roman Catholic Church	8920
St. James Roman Catholic Church	8921
St. James Roman Catholic Church	8922
St. James Roman Catholic Church	8923
St. James Roman Catholic Church	8924
St. James Roman Catholic Church	8925
St. James Roman Catholic Church	8926
St. James Roman Catholic Church	8927
St. James Roman Catholic Church	8928
Kilburn Memorial United Presbyterian Church	8935
New Eden Baptist Church	8936
Newark Day Center	8937
Church of Our Lady of Good Counsel	8939
Church of Our Lady of Good Counsel	8940
Church of Our Lady of Good Counsel	8941
Church of Our Lady of Good Counsel	8942
Church of Our Lady of Good Counsel	8943
Church of Our Lady of Good Counsel	8944

June 22, 1983

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A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 2:10 A.M.

APPROVED:

Frank D'Ascensio

Frank D'Ascensio

City Clerk

Ralph T. Grant, Jr.

Ralph T. Grant, Jr.

President

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:00 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk Frank D'Ascensio read letter dated June 22, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, June 28, 1983, at 11:00 A.M., or as soon thereafter as Council can convene, in the Council Chamber, Second Floor, City Hall, to consider 5 pieces of legislation.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 22, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a. RESOLUTION ACCEPTING FINAL BID OF BERGER LEISURE GROUP, INC., FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 882, LOT 66, 982-984 BROAD STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), IN SUM OF \$51,000., BASED UPON RESOLUTION 7-R-ba (A.S.), MAY 18, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Payne, Tucker.

7-R-b. RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 511-515 ORANGE STREET, BLOCK 1905, LOTS 41 AND 42, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,

President Grant.

Not Voting: Councilman Tucker.

7-R-c. RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 493 1/2 HIGH STREET a/k/a 1-5 STIRLING STREET, BLOCK 232, LOT 5, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

June 28, 1983

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino, and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
 President Grant.
 Not Voting: Councilman Tucker.

7-R-d. RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 224-226 MARKET STREET, BLOCK 164, LOTS 37 AND 39, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
 President Grant.
 Not Voting: Councilman Tucker.

7-R-e. RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 276-284 CLINTON AVENUE a/k/a 1-7 MILFORD AVENUE, BLOCK 2670, LOT 1, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

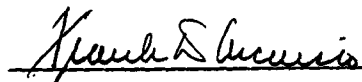
A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
 President Grant.
 Not Voting: Councilman Tucker.

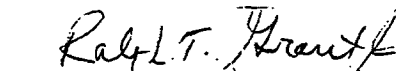
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

This meeting adjourned at 1:05 P.M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Ralph T. Grant, Jr.
 President

A Special Meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:30 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated June 24, 1983, from His Honor, Mayor Kenneth A. Gibson, requesting that the Municipal Council convene in special session on Tuesday, June 28, 1983, at 11:00 A.M., or as soon thereafter as practical to consider 6 pieces of legislation.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 24, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a-S. RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF PLANNING AND GRANTSMANSHIP TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT "COMMUNITY DEVELOPMENT BLOCK GRANTS" FOR FUNDING IN AMOUNT OF \$13,783,000.; NINTH YEAR PROGRAM WILL INCLUDE UNOBLIGATED FUNDS FROM PREVIOUS PROGRAM YEARS IN AMOUNT OF \$1,000,000., TOTTALLING \$14,783,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman James.

7-R-b-S. RESOLUTION ADOPTING BUDGETS FOR VARIOUS PROGRAMS WITHIN HOUSING AND COMMUNITY DEVELOPMENT ACT (H.C.D.A. IX), NINTH YEAR, IN AMOUNT OF \$14,783,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by transferring \$800,000. from Community Clearance to Contingency Reprogrammable Funds was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman James.

A motion to adopt the resolution, as amended, was made by President Grant, seconded by Councilman Tucker.

Councilman James said he cannot in good conscience intelligently vote on this matter before them since they have received this one or two hours before the meeting with respect to \$13,000,000. He is even confused about a letter he has on his desk calling for a special meeting on Thursday for the same passage on which they are voting now. It simply indicates that if they don't adopt it today they will be back on Thursday. He does not understand the whole "circus" atmosphere that they are dealing with. There were serious questions posed by Councilman Tucker and no definite answers are being given and he doesn't understand how they can treat \$13,000,000. in this application in one hour in a "circus" atmosphere and do any justice. He is not faulting anyone. He is faulting himself. He just can't participate in it. He has heard a million questions, people in this corner, that corner. He doesn't believe that is good government. He is confused on the whole thing. Everybody has ideas, everybody is saying things but there is no follow-up, no meaningful rapport as to weaknesses and strength, what they can and what they cannot do. He feels they ought to be able to deal with this more seriously.

President Grant replied that perhaps the last letter was sent in error. They just went over the entire resolution and the one thing Councilman Tucker is raising, the Clean-Up Program that he is requesting be taken out.

Councilman Tucker said they met and went over this Resolution, project by project. The issue he is concerned with is they are cutting Contract Demolition. He is aware that Contract Demolition is going to be picked up by the State Program. They know that Contract Demolition moves faster, they also know they demolish more buildings and also are generally more knowledgeable, although they don't have the substantiation of the Monitoring Department, that in effect it may be less costly. His concern is that there was no explanation that anybody could come up with dealing with this Community Clearance Program. In this Program they have demolition workers. He thinks Executive Director Jean, of the Mayor's Policy and Development Office indicated their titles have been changed. The changing of the titles still doesn't negate the fact that they are supposedly going to be boarding up abandoned buildings in the City and also they indicated they are going to be cementing some of these buildings. He remembers this Council voted on a contract in which they hired people to cement buildings. They also indicated it was a program that is dealing with public relations called "Clean City - Love Newark Campaign" and there is only \$2,000. in the entire budget talking about promotional activities for the "Love Newark" campaign. The overall budget for this project is \$800,000. It is either a part of demolition or it is not. His only concern was, given the benefit of doubt, amend the resolution by taking it out of the programmatic form and put it in the Contingency Line until such time as they are in receipt of information which substantiates the existence of this project.

The motion to adopt the resolution, as amended, was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman James.

7-R-c-S. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH WILLIAM PINCKNEY-"FLOOR DOCTOR", 60 BRANFORD PLACE, NEWARK, LOWES' RESPONSIBLE BID RECEIVED, TO PROVIDE JANITORIAL MAINTENANCE FOR EIGHT CITY-OWNED BUILDINGS, FOR SUM NOT TO EXCEED \$250,000. FOR PERIOD JULY 1, 1983 TO JUNE 30, 1984; \$100,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS, AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Payne, Rice, Villani, President Grant.
No: Councilmen Martinez, Tucker.
Not Voting: Councilman James.

Councilman Tucker questioned whether City Hall was included in this contract and City Clerk D'Ascensio replied in the negative.

Councilman Tucker requested to change his vote from the negative to the affirmative.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Martinez.
Not Voting: Councilman James.

7-R-d-S. RESOLUTION TRANSFERRING FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, SEVENTH YEAR (H.C.D.A. VII), \$748,440.57 TO HOUSING AND COMMUNITY DEVELOPMENT ACT, NINTH YEAR BUDGETS, \$748,440.57.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman James.

7-R-e.-S. RESOLUTION TRANSFERRING FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, SIXTH YEAR (H.C.D.A. VI), \$77,268.60 TO HOUSING AND COMMUNITY DEVELOPMENT ACT, NINTH YEAR BUDGETS, \$77,268.60.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adpot the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman James.

7-R-f-S. RESOLUTION TRANSFERRING FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ACT, FIFTH YEAR (H.C.D.A. V), \$174,290.83 TO HOUSING AND COMMUNITY DEVELOPMENT ACT, NINTH YEAR BUDGETS, \$174,290.83.
(Copy of resolution and correspondence submitted to each Member of the Council)

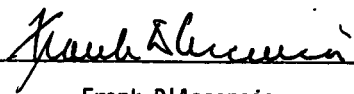
A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman James.

ADJOURNMENT.

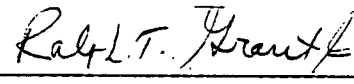
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 3:42 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, June 30, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 12:00 Noon, June 30, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio read letter dated June 28, 1983, from His Honor, Mayor Kenneth A. Gibson, requesting the Municipal Council be convened in special session on Thursday, June 30, 1983, at 12:00 Noon, or as soon thereafter as practical to consider the following legislation:

Resolution authorizing the approval of the Budget for HCDA IX.

City Clerk D'Ascensio stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 28, 1983, at the time of its preparation. All persons who prepared for advance notice of meetings also received copies of the schedule and agenda as required by law."

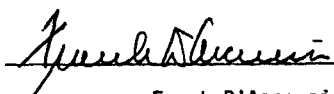
At 12:30 P.M., City Clerk D'Ascensio called the roll.

Present: City Clerk Frank D'Ascensio.

City Clerk D'Ascensio announced this item was adopted at a Special Meeting of the Municipal Council on June 28, 1983, therefore, this meeting is adjourned.

This meeting adjourned at 12:32 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

June 30, 1983



Newark, New Jersey, July 6, 1983

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P.M.

The audience arose for the National Anthem.

The prayer was offered by Professor Albert Louis.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Lieutenant Leonard Kowalewski, Sergeant-at-Arms, Assistant Corporation Counsel Robert McDonald.

(Councilman Payne arrived at 1:30 P.M.)

(Councilman Rice arrived at 1:33 P.M.)

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 28, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD MAY 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD MAY 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD MAY 25, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

4-d. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD MAY 25, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

July 6, 1983

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

6-F-a.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET.

(Broad Street, East side, beginning 234 feet south of the southerly curblin of Edison Place and extending 22 feet southerly therefrom.

Lake Street, East side, beginning 757 feet south of the southerly curblin of Bloomfield Avenue and extending 24 feet southerly therefrom.

East side, beginning 168 feet south of the southerly curblin of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-b.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON MOTT STREET.

(Mott Street, East side, beginning 160 feet north of the northerly curblin of Fleming Avenue and extending 24 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-c.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 11TH STREET.

(North 11th Street, West side, beginning 170 feet south of the southerly curblin of 4th Avenue and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

July 6, 1983

3

6-F-d.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DOWNING STREET AS A ONE-WAY STREET.

(Deleting Downing Street, Eastbound, from Jefferson Street to Jackson Street.

Adding Downing Street, Westbound, from Jackson Street to Jefferson Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-e.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON OXFORD STREET.

(Oxford Street, West side, beginning 333 feet south of the southerly curbline of Raymond Boulevard and extending 25 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-f.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 12TH STREET.

(North 12th Street, West side, beginning 140 feet north of the northerly curbline of 1st Avenue and extending 25 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage of first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

July 6, 1983

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE.

(Fleetwood Place, South side, beginning 35 feet west of the westerly curbline of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Ordinance tabled April 20, 1983)

(Ordinance removed from the table May 18, 1983)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-h. The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DELETING DAYTON STREET AND LUDLOW STREET AS ONE-WAY STREETS.

(Dayton Street, northbound, from the Elizabeth City Line to Ludlow Street

Ludlow Street, southbound, from Evergreen Avenue to the Elizabeth City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-i. The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON RECTOR STREET.

(Section 23:5-1 - Parking Prohibited at All Times

Deleting Rector Street, Both sides between McCarter Highway and Park Place.

Adding Rector Street, North side, beginning at the easterly curbline of Park Place and extending 180 feet easterly therefrom.

South side, between Park Place and McCarter Highway.

Section 23:5-2 - Parking Prohibited at Certain Times.

Adding Rector Street, North side, beginning 315 feet east of the easterly curbline of Park Place and extending to McCarter Highway; from 7:00 A.M. to 9:00 A.M. and 4:00 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-j.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 13TH STREET AS A ONE-WAY STREET.

(Deleting South 13th Street, Southbound, from West Market Street to Gould Avenue.
Adding South 13th Street, Southbound, from West Market Street to Central Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-k.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON 1ST STREET.

(1st Street, between Orange Street and 7th Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-l.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY DELETING THEREFROM A RESERVED PARKING SPACE ON SOUTH 14TH STREET.

(Deleting South 14th Street, West side, beginning 416 feet north of the northerly curblin of Clinton Avenue and extending 22 feet northerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

At a later time in the meeting a motion to reconsider this ordinance since approval from the Department of Transportation, Division of Traffic Engineering had been received by the City Clerk's Office was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-m.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON UNIVERSITY AVENUE

(Deleting University Avenue, from Central Avenue to Court Street, East side, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays.

Adding University Avenue, East side, between Central Avenue and Warren Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays.

East side, between Branford Place and Court Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

6-F-n.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MANOR DRIVE.

(Manor Drive, West side, beginning 129 feet south of the southerly curblin of Mt. Vernon Place and extending 50 feet southerly therefrom at any time.

West side, beginning 698 feet south of the southerly curblin of Mt. Vernon Place and extending 45 feet southerly therefrom, at any time.

West side, beginning 897 feet south of the southerly curblin of Mt. Vernon Place and extending 40 feet southerly therefrom, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

(Councilman Payne arrived at 1:30 P.M.)

6-F-o.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS ON FRANKLIN AVENUE.

(Franklin Avenue, East side, beginning 44 feet north of the northerly curblin of Ropes Place and extending 147 feet northerly therefrom, from 8:00 A.M. to 4:00 P.M., Monday through Saturday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

July 6, 1983

6-F-p.

The City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING AVON AVENUE AND STRATFORD PLACE AS ONE-WAY STREETS. 7

(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place.
Stratford Place, Southbound, from Avon Avenue to Clinton Avenue.
Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner Boulevard.
Stratford Place, Northbound, between Avon Avenue and Clinton Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

(Councilman Rice arrived at 1:33.P.M.)

A motion to consider at this time Resolution 7-R-bb was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

RESOLUTION RECOGNIZING AND COMMENDING CAROL HARBICH, A LIFETIME RESIDENT OF THE CITY OF NEWARK, FOR HER ACHIEVEMENTS IN THE FIELD OF ENTERTAINMENT AS A LONGTIME MEMBER OF THE WORLD-FAMOUS DANCE TROUPE, THE ROCKETTES OF RADIO CITY MUSIC HALL AND DECLARING JULY 6, 1983 TO BE "CAROL HARBICH DAY" THROUGHOUT THE CITY OF NEWARK.

Councilman Martinez presented Ms. Carol Harbich with a suitably inscribed resolution on behalf of the Municipal Council.

Councilman Martinez read the following resolution.

WHEREAS, the Greater Newark Area has been home to many famous persons in the entertainment world, people such as Sarah Vaughan, Connie Francis, Cissy Houston, Frankie Valli and Melba Moore, each of whom in their own way have contributed greatly to their chosen field of endeavor while bringing credit to the City of Newark; and

WHEREAS, another daughter of Newark who has in her own way made a most significant contribution to the entertainment field is our own Carol Harbich, for 26 years a member of the world-famous dance troupe, the Rockettes of Radio City Music Hall; and

WHEREAS, while Carol has enjoyed an illustrious career of glamour and excitement built on hard work and discipline, she first found national prominence when she, with others, became a leading force in the efforts to keep Radio City open when it was threatened with extinction due to financial problems several years ago; and

WHEREAS, a graduate of Saint Aloysius Elementary School, East Side High School and the Lippel School of Dance, Carol has been dancing since the age of 3, one of the highlights of her career being last year when she played a prominent role in a television movie about the Rockettes entitled, "Legs", which was aired nationally several months ago on one of the major television networks;

July 6, 1983

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Carol Harbich for the joy and happiness she has brought by her talent and dance, to so many people throughout the years, thus reflecting great credit upon her hometown and in her honor the Municipal Council does declare July 6, 1983, to be "Carol Harbich Day" throughout the City of Newark.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Carol in commemoration of this most auspicious occasion.

Councilman Martinez presented Ms. Carol Harbich with a suitably inscribed resolution on behalf of the Municipal Council.

Councilman Martinez said many times the good things done by people who reside in and who are a credit to that community go unnoticed. He said Ms. Harbich was recently in a television movie called "Leggs" which was about the famous Rockettes. He noted Ms. Harbich still resides in the East Ward and is a credit to the City of Newark.

Councilman Martinez said this presentation was a personal pleasure since he has known Ms. Harbich since she started in East Side High School. She was a bright student, personable, well mannered, pleasant, devoted to her family and respected in the community and in all the years he has known her, she has not changed. He noted he was very proud when he saw her on television and he noted that Ms. Harbich started her career with the Rockettes on July 5th.

Councilman Martinez then presented Ms. Harbich with a bouquet of roses on behalf of the members of the Henry Martinez Association.

Councilman Martinez also noted that Mayor Gibson has also presented Ms. Harbich with a proclamation and had also declared July 6th as "Carol Harbich Day" in the City of Newark.

Ms. Harbich thanked the Municipal Council for this presentation and said she was very proud to be a resident of Newark and of the Ironbound. She said although she was used to being in front of large audiences, it was always with 35 other girls.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-cv adopted June 1, 1983, at this time was made by Councilman Branch, seconded by President Grant and declared adopted by President by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

RESOLUTION RECOGNIZING AND COMMENDING WALTER H. ALLEN, DIRECTOR OF NEWS AND PUBLIC AFFAIRS FOR RADIO STATION WBGO, FOR LONGTIME SERVICE TO THE GREATER NEWARK COMMUNITY THROUGH THE ELECTRONIC MEDIA.

Councilman Branch introduced Mr. Allen and said that they should recognize those people who give a great deal back to the City. He noted Mr. Allen has done that in what he has accomplished since he has been with WBGO. Mr. Allen has been given the respect of the many people he has interviewed.

President Grant read the following resolution:

WHEREAS, Walter H. Allen joined the news staff of Radio Station WBGO-FM as a reporter in 1979 and became Director of News and Public Affairs in 1982, with full responsibility for all of the station's local news and public service programs, as well as its provision of information about Newark to the National Public Radio Network; and

WHEREAS, Walter H. Allen has interviewed scores of local and national leaders in government, civil rights, politics, business and the arts, and has readily earned their confidence and respect for his professional ability, initiative and impartiality, and his keen insights into forces at work in Newark and other communities; and

WHEREAS, Walter H. Allen has devoted more consistent attention to the City of Newark than any other radio journalist in recent years, and his even-handed reporting has given countless listeners a fuller and more positive understanding of our City than might be derived from other electronic media, and he has become a vital link of communication between Newark's government and its citizens; and

WHEREAS, Walter H. Allen has won awards from the Associated Press Broadcasters and other organizations for his incisive broadcasts on Black music, toxic wastes and other timely topics, and he has also won a large, and growing audience among people who need and want honest accounts of life in our City today;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Walter H. Allen, Director of News and Public Affairs for Radio Station WBGO-FM, for his longtime service to the greater Newark community through the electronic media, and does wish for him many more years of professional success in making all of us better informed about our City.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Walter H. Allen in warm appreciation of his noteworthy contributions to his radio station, his profession and his community.

President Grant stated the profession that Mr. Allen has chosen, that of Broadcast Journalism, is representative of a tool that almost controls the lives of people. He is sure, given the history of journalistic amplification, they know how it has aided some in the past and how it has destroyed others. This Council admires the kind of broadcasting Mr. Allen has done, the professionalism attached thereto and the manner in which Mr. Allen meets the public on a constant every day basis.

President Grant presented Mr. Allen with a suitably inscribed resolution on behalf of the Municipal Council.

Mr. Allen said he was overwhelmed with this presentation. He said in his business there are four common principles of neutrality, integrity, fairness and propriety and he tries to live by those principles and for the most part he thinks he does. He said it is a pleasure to be working in Newark. It is a decent City and they have eradicated much of the criticism about it, but that there is more to do and they are all working towards that. He thanked the Members of the Municipal Council for this presentation.

6-F-q.

The City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-5, 23:5-6 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON LOMBARDY STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

July 6, 1983

6-F-r. The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN ELIZABETH AVENUE-WEEQUAHIC UNITED PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT, FOR THE LEASING OF THE PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE, BLOCK 3682, LOT 34, FOR THE SUME OF \$7,800. PER YEAR FOR A PERIOD ON ONE (1) YEAR.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-s. The City Clerk read AN ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES REPRESENTED BY THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12.
(Upgraded Health Benefits in accordance with Labor Agreement - Fraternal Order of Police)
(Fiscal Impact on 1983 Budget for period September 1, 1983 to December 31, 1983 - \$53,856.88)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-t. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH STRESS/SHIFT DIFFERENTIAL PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK POLICE DEPARTMENT," (ORDINANCE 6-S & F-d ADOPTED MARCH 17, 1982)
(To increase stress/shift allowance for certain members of Police Superior Officers' Association as per contract negotiation)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-u. The City Clerk read AN ORDINANCE TO ESTABLISH STRESS/SHIFT DIFFERENTIAL PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK POLICE DEPARTMENT (AS PER NEGOTIATED SETTLEMENT WITH THE FRATERNAL ORDER OF POLICE, LODGE #12)
(Establish Stress/Shift Pay Differential per Labor Agreement - Fraternal Order of Police)
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

Councilman Martinez requested through the chair that the fiscal impact statement on Ordinances 6-F-t and 6-Fu be made a part of the record.

July 6, 1983

TO: Frank D'Ascensio, City Clerk

RE: Cost of Fringe Benefits for Uniformed Police Employees

In response to your memo regarding 8f 062283 and 8g 062283 the following outlines the costs to be incurred by the City in 1984:

The 1983-84 agreement between the City of Newark and the Police Superior Officers Association provides for a \$100 annual increase per person in stress/shift pay commencing January 1, 1984. With 110 employees presently receiving this allowance the total increased cost in 1984 would be \$11,000.

The 1983-84 agreement with the Fraternal Order of Police provides for a \$150 per year per person stress/shift pay commencing January 1, 1984. Assuming 75% of all police officers are eligible for this benefit, the total annual cost in 1984 would be

$$75\% \times 870 \times \$150 = \$97,875$$

Please contact me should you require any additional information on this matter.


Michael Vanitsky
Principal Management Planner

6-F-v.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR POLICE OFFICER IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)

(Police Officer (40 Hours) 1/1/83 \$20,140.27 - \$21,032.17 - \$21,935.08)
(Copy of ordinance and correspondence submitted to each Member of the Council)

July 6, 1983

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-w.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(5% increase for 1983 for titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-x.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(5% increase for 1983 for titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-y.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Investigator, Law Department

Bilingual in Spanish and

English (35 hours)

1/1/83

\$14,956.57 - \$18,178.48

Operator, Word Processing

Equipment (35 Hours)

1/1/83

11,036.97 - 13,416.54)

(5% increase for titles created in Law Department in December 1982 and January 1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-z.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(5% increase for 1983 for titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeases are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-ba.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-i) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Program Coordinator,
Special Events (35 Hours) 1/1/83 \$14,840.59 - \$18,033.84

Superintendent of
Recreation (40 Hours) 1/1/83 19,886.89 - 24,172.31)
(5% increase for titles created in Department of Recreation and Parks in December 1982 and January 1983 - Not covered by Civil Service Association - Essex Council #1)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeases are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bb.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Supervising Security Officer
(40 Hours) 1/1/83 \$12,074.88 - \$14,133.52)
(5% increase for 1983 for titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 6, 1983

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bc. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Chief Chemist, Testing
and Analytical Laboratory

(35 Hours)	1/1/83	\$28,201.54 - \$34,283.74)
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(5% increase for 1983 - Not covered by Civil Service Association - Essex Council

#1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bd. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Project Coordinator
(35 Hours)

1/1/83 \$21,925.22 - \$26,650.01

Senior Program Analyst
(35 Hours)

1/1/83 16,360.62 - 19,887.00

Senior Statistical Typist
(35 Hours)

1/1/83 11,590.03 - 13,823.53)

(5% increase for 1983 for titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-be. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

(Administrative Analyst

(37½ Hours)

1/1/83

\$19,887.00 - \$24,172.76

Chief Forester (40 Hours) 1/1/83 18,178.48 - \$22,096.66)

(5% increase for 1983 for titles created in 1982 and 1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are seven, the noes are none and two not voting.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bf. The City Clerk read AN ORDINANCE TO AMEND TITLE TWO, CHAPTER TEN, ARTICLE FOUR, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)

(Deleting certain Sections of Division of Inspections of Department of Health and Welfare)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Business Administrator Banker and Engineering Director Zach met with Council June 21, 1983)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani.

No: Councilman James.

Not Voting: Councilmen Rice, Tucker, President Grant.

President Grant: The yeses are five, the noes are one and three not voting.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bg. The City Clerk read AN ORDINANCE TO REPEAL TITLE TWENTY-FOUR, CHAPTER TWO, AND TO AMEND TITLE TWO, CHAPTER NINE A, ARTICLE ONE, SECTIONS ONE AND TWO, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966).

(Establishes within Department of Engineering in accordance with Uniform Construction Code for certain inspectors activities)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Assistant Business Administrator Banker and Engineering Director Zach met with Council June 21, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Rice, Tucker.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bh. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS)

July 6, 1983

(Change in supervision from Department of Health and Welfare to Department of Engineering - No salary change)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Assistant Business Administrator Banker and Engineering Director Zach met with Council June 21, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Rice, Tucker.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

6-F-bi. The City Clerk read AN ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK, NEW JERSEY.

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Corporation Counsel Teare met with the Council May 17, 1983)

(Assistant Corporation Counsel Pidgeon and Engineering Director Zach met with the Council July 5, 1983)

A motion to defer action on this ordinance and directing the City Clerk to invite Corporation Counsel John Teare, Engineering Director Alvin Zach and Traffic Engineer William Ceballos to the pre-meeting conference to be held August 9, 1983, was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to remove from the Table "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR EXECUTIVE DIRECTOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE), (8-F, February 2, 1983 and consider on Ordinances for First Reading was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

6-F-bj. The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR EXECUTIVE DIRECTOR, MAYOR'S POLICY AND DEVELOPMENT OFFICE, IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)

(Executive Director, M.P.D.O.	10/1/80	\$32,646.80 - \$39,682.98
	1/1/81	34,279.15 - 41,667.13
	1/1/82	35,993.11 - 43,750.49
	1/1/83	37,792.76 - 45,938.01

(5% per year after October 1, 1980 - Not covered by Civil Service Association Contract - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled February 2, 1983)
 (Ordinance removed from the table July 6, 1983)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch.

Councilman James requested to know if it was still the policy of the Council on retroactivity to make it current and if it was now being considered on first reading could it be subject to amendment at the next meeting.

President Grant said this ordinance was tabled in this fashion and it is being re-presented in the same fashion, that it was up to Council to vote it up or down. He noted this ordinance was being considered for adoption on first reading.

Councilman James responded he would vote in the affirmative subject to that review.

July 6, 1983

The motion was declared adopted by President Grant by the following votes:

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Yes: Councilmen Branch, James, Tucker, Villani, President Grant.

No: Councilmen Carrino, Martinez, Payne.

Not Voting: Councilman Rice.

President Grant: The yeses are five, the noes are four and one not voting.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

At a later time after Ordinance 6-Ph, S & F-b, a motion to reconsider Ordinance 6-F-bj was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker said if it was the intent of the Council to amend this ordinance by deleting the salary increases for years 1980, 1981 and 1982, it should be done at this time so that it can be advertised as amended and voted on at the August 10, 1983 meeting.

A motion to amend the ordinance by deleting therefrom salary increases for 1980, 1981 and 1982 was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilmen Payne, Rice.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting.

This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on August 10, 1983.

A motion to remove from the table "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, PLANNING AND GRANTSMANSHIP IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)," (8-g, February 2, 1983) and consider on Ordinances for First Reading was made by Councilman James, seconded by Councilman Carrino and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-bk.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, PLANNING AND GRANTSMANSHIP IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE).

(Director, Planning and	1/26/81	\$34,013.70 - \$41,343.75
Grantsmanship	1/1/82	35,993.11 - 43,750.49
	1/1/83	37,972.76 - 45,938.01)

(5% increase - 1981; 5.8% increase - 1982; 5% increase - 1983 - Not covered by Civil Service Association Contract - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance tabled February 2, 1983)

(Ordinance removed from the table July 6, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, James, Tucker, President Grant.

No: Councilmen Carrino, Martinez, Payne.

Not Voting: Councilmen Rice, Villani.

July 6, 1983

At a later time after Ordinance 6-Ph, S & F-b, Councilwoman Villani requested to have her vote changed from Not Voting to the affirmative on Ordinance 6-F-bk.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Tucker, Villani, President Grant.

No: Councilmen Carrino, Martinez, Payne.

Not Voting: Councilman Rice.

President Grant: The yeses are five, the noes are three and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 10, 1983.

At a later time after Ordinance 6-Ph, S & F-b, a motion to reconsider Ordinance 6-F-bk was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker requested if it was the intent of the Council to amend this ordinance it should be done at this time.

A motion to amend the ordinance by deleting therefrom salary increases for years 1981 and 1982 was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilmen Payne, Rice.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on August 10, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON HIGH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 6, 1983

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Section 1. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

HIGH STREET:

Both sides, between Orange Street and State Street, at any time.

Both sides, beginning at the southerly curblin of Orange Street and extending 320 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-PH, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SENIOR BUYER IN THE DEPARTMENT OF ADMINISTRATION)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 as amended and supplemented be amended to adjust the salary as follows, to wit:

(d) CENTRAL PURCHASE

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
SENIOR BUYER 101369 (35 Hrs.)	\$ 14, 087.37	\$ 16,489.10

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

July 6, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH A LONGEVITY PAY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK, NEW JERSEY (6-S & F-h) ADOPTED NOVEMBER 2, 1966, AS AMENDED." (TO ADJUST AS PER LABOR AGREEMENT, LONGEVITY PAY FOR EMPLOYEES REPRESENTED BY THE FRATERNAL ORDER OF POLICE, LODGE #12)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey" (6S&FH) adopted November 2, 1966 as amended, be and the same is hereby further amended as follows, to wit:

Effective January 1, 1983 those employees under the title Police Officer as represented by the Fraternal Order of Police, Lodge #12, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of his/her permanent salary to be computed as follows:

- First Step: On the anniversary date which represents the commencement of the 5th year of service and every anniversary date thereafter 3%
- Second Step: On the anniversary date which represents the commencement of the 10th year of service and every anniversary date thereafter 5%
- Third Step: On the anniversary date which represents the commencement of the 15th year of service and every anniversary date thereafter 7%
- Fourth Step: On the anniversary date which represents the commencement of the 20th year of service and every anniversary date thereafter 9%
- Fifth Step: On the anniversary date which represents the commencement of the 25th year of service and every anniversary date thereafter 11%
- Sixth Step: On the anniversary date which represents the commencement of the 30th year of service and every anniversary date thereafter 13%

SECTION 2. That Section 1 of an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey" (6S&FH) adopted November 2, 1966 as amended, be and the same is hereby further amended as follows, to wit:

Effective January 1, 1984 those employees under the title Police Officer as represented by the Fraternal Order of Police, Lodge #12, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of his/her permanent salary to be computed as follows:

- First Step: On the anniversary date which represents the commencement of the 5th year of service and every anniversary date thereafter 4%
- Second Step: On the anniversary date which represents the commencement of the 10th year of service and every anniversary date thereafter 6%
- Third Step: On the anniversary date which represents the commencement of the 15th year of service and every anniversary date thereafter 8%
- Fourth Step: On the anniversary date which represents the commencement of the 20th year of service and every anniversary date thereafter 10%
- Fifth Step: On the anniversary date which represents the commencement of the 25th year of service and every anniversary date thereafter 12%
- Sixth Step: On the anniversary date which represents the commencement of the 30th year of service and every anniversary date thereafter 14%

SECTION 3. Longevity credits shall be based on the permanent salary received by the employee as of the January 1 preceeding the anniversary date.

SECTION 4. All other terms and conditions for the accrual of all payments of longevity, as set forth in Ordinance (6S&FH) adopted November 2, 1966, as amended shall remain in full force and effect.

SECTION 5. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

SECTION 6. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO DELETE THE TITLE AND SALARY RANGE FOR COURT COORDINATOR)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

July 6, 1983

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to delete the title and salary range for Court Coordinator in the Municipal Courts, as follows to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Court Coordinator	1/1/83	\$ 15,582.11	\$ 18,940.00
102906 (35 Hrs.)	1/1/84	\$ 16,361.21	\$ 19,887.00

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND TITLE TWO, CHAPTER NINE A, SECTION 2:9A-5; AND TITLE TWO, CHAPTER SEVEN, SECTION 2:7-6(b) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Title Two, Chapter Nine, Section 2:9A-5 is hereby amended to read as follows:

Article 3. Division of Water/Sewer Utility

2:9A-5. Division created; head; duties.

There shall be within the department of engineering, a division of water/sewer utility which shall manage, administer, operate, maintain, improve and extend the lands, reservoirs, aqueducts, distribution mains, hydrants, valves and other structures, facilities and appurtenances of the water works owned by the city for supplying the division customers within and outside of the limits of the city; and through the North Jersey District Water Supply Commission or otherwise, as required or permitted by statute, shall cooperate with others in providing additional water supply for Newark's needs and those of others dependent on Newark for water supply.

The division of water/sewer utility shall also construct, operate and maintain the city's sanitary and storm sewerage system, and administer the city's ordinance relating to sewers and drains.

The division of water/ sewer utility shall be under the supervision of a manager, division of water/sewer utility.

2. Title Two, Chapter Seven, Section 2:7-6 (b) is hereby amended to read as follows:

- (b). The director of the division of water accounting and customer service shall be responsible for the reading of water meters, billing, accounting for water consumption at the rates and charges as provided by ordinance, be responsible for the repair, maintenance and proper functioning of water meters at the owner's expense and the rendering of bills, the receipt and approval, if warranted, of adjustment complaints arising from such charges.

3. Any ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

4. This ordinance shall take effect on July 1, 1983.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST SALARIES IN THE COMMUNITY DEVELOPMENT OFFICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust salaries in the Community Development Administration, Mayor's Policy and Development Office, as follows, to wit:

- (k) Community Development Administration, Mayor's Policy and Development Office

July 6, 1983

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to Mayor 454912 (35 Hrs.)	1/1/83	\$ 26,650.01	\$ 32,393.28
Aide to Mayor 456902 (35 Hrs.)	1/1/82 1/1/83	\$ 30,850.70 \$ 32,393.23	\$ 37,500.09 \$ 39,375.09
Aide to Mayor 457903 (35 Hrs.)	1/1/82 1/1/83	\$ 44,669.85 \$ 46,903.34	\$ 44,669.85 \$ 46,903.34
Administrative Aide, M.P.D.O. 454911 (35 Hrs.)	1/1/83	\$ 23,021.55	\$ 27,982.45
Administrative Aide, M.P.D.O. 454911 (35 Hrs.)	1/1/83	\$ 35,714.17	\$ 43,411.43
Administrative Analyst 453910 (37 1/2 Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Administrative Analyst 453900 (35 Hrs.)	1/1/83	\$ 18,178.48	\$ 22,096.66
Administrative Analyst P.T. 451901 (20 Hrs.)	1/1/83	\$ 7,251.36	\$ 7,251.36
Administrative Assistant 452903 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84
Administrative Secretary, M.P.D.O., Director's Office 402901 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46
Aide, Citizens Advisory Board 401901 (35 Hrs.)	1/1/83	\$ 9,459.78	\$ 11,499.27
Assistant Building Manager 442902 (35 Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Assistant to Business Administrator 454902 (35 Hrs.)	1/1/83	\$ 27,982.45	\$ 34,012.89
Assistant Center Manager 441908 (35 Hrs.)	1/1/83	\$ 12,776.97	\$ 14,956.57
Assistant Chief Accountant 453912 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Assistant Chief Auditor 453911 (35 Hrs.)	1/1/82 1/1/83	\$ 19,896.61 \$ 20,891.44	\$ 24,172.76 \$ 25,381.39
Assistant Compre- hensive Planner 441901 (35 Hrs.)	1/1/83	\$ 13,460.92	\$ 16,360.62
Assistant Coordinator, Citizens Advisory Board 442903 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Coordinator, Clean City Project 443901 (35 Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Assistant General Labor Foreman 442901 (40 Hrs.)	1/1/83	\$ 14,272.63	\$ 17,560.33
Assistant Health Center Manager 453913 (35 Hrs.)	1/1/83	\$ 22,096.66	\$ 26,858.62
Assistant Chief Program Coordinator 444901 (35 Hrs.)	1/1/83	\$ 25,381.39	\$ 30,855.37
Assistant Program Coordinator 443902 (35 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01
Assistant Project Coordinator, Surplus Property 442904 (35 Hrs.)	1/1/83	\$ 16,360.62	\$ 19,887.00
Assistant Public Information Manager 453914 (35 Hrs.)	1/1/83	\$ 23,021.55	\$ 27,982.45
Assistant Public Infor- mation Officer 441902 (35 Hrs.)	1/1/83	\$ 12,074.88	\$ 14,133.52
Assistant Real Estate Repair & Maintenance Officer 453904 (35 Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Assistant Site Manager 442905 (35 Hrs.)	1/1/83	\$ 14,133.52	\$ 17,178.74
Assistant Supervisor, Consumer Action 441903 (35 Hrs.)	1/1/83	\$ 13,064.00	\$ 15,582.11
Building & Plumbing Inspector 442917 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46
Building Maintenance Worker/Driver 421901 (35 Hrs.)	1/1/83	\$ 8,580.42	\$ 10,431.03
Building Manager 443907 (35 Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Center Manager 441907 (35 Hrs.)	1/1/83	\$ 13,823.53	\$ 16,489.54
Chief Auditor 453916 (35 Hrs.)	1/1/82 1/1/83	\$ 20,881.17 \$ 21,925.22	\$ 25,380.97 \$ 26,650.01
Chief Clerk, Demolition 402902 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Inventory Control Clerk 443903 (35 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01
Chief Rehabilitation Specialist 444900 (35 Hrs.)	1/1/83	\$ 23,021.55	\$ 27,982.45
Community Health Education Assistant 442906 (35 Hrs.)	1/1/83	\$ 14,133.52	\$ 17,178.74
Conference Secretary 401902 (35 Hrs.)	1/1/83	\$ 9,933.27	\$ 12,074.88
Contract Procurement Officer 454903 (35 Hrs.)	1/1/83	\$ 26,650.01	\$ 32,393.28
Coordinator, Citizens Advisory Board 472901 (35 Hrs.)	1/1/83	\$ 18,033.84	\$ 21,925.22
Coordinator of Federal and State Aid 454904 (35 Hrs.)	1/1/83	\$ 27,982.45	\$ 34,012.89
Coordinator of Physical Programs 453908 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Coordinator, Planning and Research 455910 (35 Hrs.)	1/1/83	\$ 27,982.45	\$ 34,012.89
Coordinator, Program Evaluation 453927 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Crane Operator, Demolition 434901 (40 Hrs.)	1/1/83	\$ 24,172.76	\$ 29,381.26
Delivery Worker 421902 (35 Hrs.)	1/1/83	\$ 11,499.27	\$ 13,460.92
Demolition Foreman 442908 (40 Hrs.)	1/1/83	\$ 16,360.62	\$ 19,887.00
Demolition Wrecker 421903 (40 Hrs.)	1/1/83	\$ 12,194.84	\$ 14,304.55
Dentist 457301 (35 Hrs.)	1/1/83	\$ 39,682.39	\$ 48,234.91
Economic Development Officer 455907 (35 Hrs.)	1/1/83	\$ 27,982.16	\$ 33,946.65
End Loader, Demolition 422902 (40 Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Field Representative, Consumer Action 442907 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84
Financial Counselor 452904 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Fiscal Officer 453917 (35 Hrs.)	1/1/83	\$ 23,021.55	\$ 27,982.45
General Demolition Foreman 443904 (40 Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Health Center Manager 454906 (35 Hrs.)	1/1/83	\$ 25,579.49	\$ 31,091.62
Health Team Assistant 441904 (35 Hrs.)	1/1/83	\$ 11,590.03	\$ 13,823.53
Heavy Equipment Operator, Demolition 433401 (40 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01
Housing Inspector 442916 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46
Instructor/Counselor, Consumer Action 451902 (35 Hrs.)	1/1/83	\$ 10,951.75	\$ 13,064.00
Internist 457901 (35 Hrs.)	1/1/83	\$ 43,749.48	\$ 53,179.80
Laborer Foreman, Demolition 422903 (40 Hrs.)	1/1/83	\$ 13,696.42	\$ 16,772.77
Legal Analyst, P.T. 451900 (20 Hrs.)	1/1/83	\$ 7,251.36	\$ 7,251.36
Legal Assistant 456901 (35 Hrs.)	1/1/83	\$ 32,393.28	\$ 39,296.69
Legal Assistant 455909 (35 Hrs.)	1/1/83	\$ 30,855.37	\$ 37,425.66
Legal Assistant 454907 (35 Hrs.)	1/1/83	\$ 26,650.01	\$ 32,393.28
Legal Assistant 453928 (35 Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Management Analyst, Municipal Communications 442909 (35 Hrs.)	1/1/83	\$ 15,582.11	\$ 18,940.00
Management Communication Specialist 453918 (35 Hrs.)	1/1/82 1/1/83	\$ 19,896.61 \$ 20,891.44	\$ 24,172.76 \$ 25,381.39
Management Planner 452905 (37½ Hrs.)	1/1/82 1/1/83	\$ 16,360.59 \$ 17,178.61	\$ 19,896.61 \$ 20,891.44
Mechanic, Demolition 433402 (40 Hrs.)	1/1/83	\$ 22,000.52	\$ 23,755.42
Oiler, Demolition 432901 (40 Hrs.)	1/1/83	\$ 15,582.11	\$ 18,940.00
Operations Officer, Surplus Property 455900 (35 Hrs.)	1/1/83	\$ 26,650.01	\$ 32,393.28

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Pediatrician 457902 (35 Hrs.)	1/1/83	\$ 43,749.48	\$ 53,179.80
Pediatric Nurse Practitioner 452906 (35 Hrs.)	1/1/83	\$ 17,313.46	\$ 21,044.45
Principal Budget Examiner 454901 (37½ Hrs.)	1/1/83	\$ 23,021.55	\$ 27,982.45
Principal Clerk Typist 401304 (35 Hrs.)	1/1/83	\$ 10,510.86	\$ 12,776.97
Principal Clerk Typist, Bilingual 401305 (35 Hrs.)	1/1/83	\$ 10,510.86	\$ 12,776.97
Principal Economic Development Specialist 454913 (35 Hrs.)	1/1/83	\$ 23,021.68	\$ 27,982.16
Principal Evaluation Analyst 452302 (35 Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Principal Management Planner 454908 (37½ Hrs.)	1/1/82 1/1/83	\$ 24,172.76 \$ 25,381.39	\$ 29,386.07 \$ 30,855.37
Principal Personnel Technician 453304 (35 Hrs.)	1/1/83	\$ 22,096.66	\$ 26,858.62
Principal Program Analyst 442910 (35 Hrs.)	1/1/83	\$ 16,360.62	\$ 19,887.00
Printer 433901 (35 Hrs.)	1/1/82 1/1/83	\$ 18,038.10 \$ 18,940.00	\$ 21,925.29 \$ 23,021.55
Program Analyst 441905 (35 Hrs.)	1/1/83	\$ 13,460.92	\$ 16,360.62
Program Management Officer 475901 (35 Hrs.)	1/1/83	\$ 27,982.45	\$ 34,012.89
Project Coordinator, Demolition 444902 (35 Hrs.)	1/1/83	\$ 25,381.39	\$ 30,855.37
Project Coordinator, Child Care 453919 (35 Hrs.)	1/1/82 1/1/83	\$ 20,881.17 \$ 21,925.22	\$ 25,380.97 \$ 26,650.01
Public Information Assistant 441906 (35 Hrs.)	1/1/83	\$ 13,064.00	\$ 15,582.11
Public Information Officer 452907 (35 Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Public Relations Coordinator 453905 (35 Hrs.)	1/1/83	\$ 18,033.84	\$ 21,925.22
Real Estate Agent 452910 (35 Hrs.)	1/1/83	\$ 16,360.62	\$ 19,887.00

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Real Property Manager 474901 (35 Hrs.)	1/1/83	\$ 25,381.39	\$ 30,855.37
Rehabilitation Compliance Officer 442915 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84
Relocation and Community Service Worker 454910 (35 Hrs.)	1/1/83	\$ 26,650.01	\$ 32,393.28
Research Analyst 451903 (35 Hrs.)	1/1/83	\$ 13,064.00	\$ 15,582.11
Review and Planning Officer 475902 (35 Hrs.)	1/1/83	\$ 27,982.45	\$ 34,012.89
Security Guard Supervisor 442911 (35 Hrs.)	1/1/83	\$ 15,582.11	\$ 18,940.00
Senior Aide P.T. 400900 (20 Hrs.)	1/1/83	\$ 3,981.98	\$ 3,981.98
Senior Comprehensive Planner 453921 (35 Hrs.)	1/1/83	\$ 18,940.00	\$ 23,021.55
Senior Development Specialist 453922 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Senior Economic Development Specialist 453923 (35 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01
Senior Evaluation Analyst 442912 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84
Senior Investigator, Consumer Action 451904 (35 Hrs.)	1/1/83	\$ 13,064.00	\$ 15,582.11
Senior Management Planner 453907 (37½ Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Senior Program Analyst 452911 (35 Hrs.)	1/1/82 1/1/83	\$ 15,581.55 \$ 16,360.62	\$ 18,940.00 \$ 19,887.00
Senior Rehabilitation Specialist 443900 (35 Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Senior Research Analyst 442913 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84
Senior Transportation Planner 453924 (35 Hrs.)	1/1/83	\$ 18,940.00	\$ 23,021.55
Statistician 442914 (35 Hrs.)	1/1/83	\$ 16,360.62	\$ 19,887.00
Supervising Principal Personnel Technician 454914 (35 Hrs.)	1/1/83	\$ 25,579.49	\$ 31,091.62
Supervising Program Analyst 443906 (35 Hrs.)	1/1/83	\$ 18,940.00	\$ 23,021.55

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor, Consumer Action 453925 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Supervisor, Medical Records Clerk 402903 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46
Trailer Driver, Demolition 422904 (40 Hrs.)	1/1/83	\$ 14,272.63	\$ 17,560.33
Transportation Planner 452912 (35 Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Truck Driver, Demolition 421904 (40 Hrs.)	1/1/83	\$ 11,529.59	\$ 13,589.42
Typesetter 401904 (35 Hrs.)	1/1/82 1/1/83	\$ 12,441.91 \$ 13,064.00	\$ 14,840.11 \$ 15,582.11
Urban Development Coordinator 453926 (35 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani,
President Grant.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeases are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE POSITION TITLES AND SALARY RANGES IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S&F-c) and amendments thereto, be and the same is amended to create position titles and salary ranges in the Community Development Administration, Mayor's Policy and Development Office, as follows, to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Micro Film Operator 442918 (35 Hrs.)	\$ 13,064.00	\$ 15,582.11
Micro Film Supervisor 442919 (35 Hrs.)	\$ 15,581.55	\$ 18,940.00
Coordinator of Rehabilitation & Preservation 455911 (35 Hrs.)	\$ 25,380.97	\$ 30,850.75
Boardup Worker 421905 (40 Hrs.)	\$ 11,614.14	\$ 13,623.39
Director, Community Clearance Program 476900 (35 Hrs.)	\$ 32,393.23	\$ 39,375.09
Coordinator, Community Clearance Program 456904 (35 Hrs.)	\$ 29,386.07	\$ 35,643.49
Supervisor of Field Operations 454914 (35 Hrs.)	\$ 21,925.29	\$ 26,649.96
Assistant Field Coordinator, C.C.P. 443908 (35 Hrs.)	\$ 18,940.00	\$ 23,021.68
Field Representative, C.C.P. 442920 (35 Hrs.)	\$ 14,133.90	\$ 17,175.09
Boardup Foreman, C.C.P. 422905 (40 Hrs.)	\$ 13,044.21	\$ 15,974.07
General Boardup Foreman 423900 (40 Hrs.)	\$ 18,940.00	\$ 23,021.68
Complaint Officer, C.C.P. 443909 (35 Hrs.)	\$ 18,038.10	\$ 21,925.29
Assistant General Boardup Foreman, C.C.P. 422906 (40 Hrs.)	\$ 13,592.99	\$ 16,724.13
Assistant Complaint Officer 442921 (35 Hrs.)	\$ 15,581.55	\$ 18,940.00

SECTION 2. The positions and salaries hereinabove established and specified shall be temporary in nature. Further, the salary of such positions shall remain at the amount hereinabove fixed so long as the Community Development Block Grant funds received by the City from the Federal Government under the Housing and Community Development Act of 1974 shall last, then the said positions and salaries hereinabove established in the Office of the Mayor shall immediately cease and terminate.

July 6, 1983

SECTION 3. No position title or salary other than those established by ordinance covering the Community Development Administration, Mayor's Policy and Development Office shall be funded from Community Development Block Grant funds received under the Housing and Community Development Act of 1974.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salaries therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR COORDINATOR OF SENIOR CITIZEN CENTERS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&Fm) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Coordinator of Senior Citizen Centers, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Coordinator of Senior Citizen Centers 153973 (35 Hrs.)	\$ 20,037.60	\$ 24,361.35

SECTION 2. The position and salary hereinabove established shall be effective as of July 1, 1983.

SECTION 3. That the salary for the initial appointee only be established at the fifth (5th) step of the salary range, namely \$24,361.35.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the law of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, queried if this ordinance meant the Golden Age Projects would be taken out of the hands of the U.C.C., if Reverend Porter was the Director of the Golden Age Project, and if several of the other ordinances on final reading were creating new positions.

Councilman Tucker responded this ordinance was for the position of the Director. This ordinance authorized that a certain amount of municipal monies were to be matched directly with HUD H.C.D.A. funds and also U.C.C. which are Community Development funds. This indicated that a portion of the Director's salary, \$20,000., would be paid by the City. Councilman Tucker also indicated that all of the ordinances on final did not create new positions.

Councilman Tucker reiterated that this created the position and the City would be paying part of that salary and the other portions would be paid by H.C.D.A. and the Community Development Block Grant funds from the State of New Jersey.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President

No: Councilman Carrino.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Members of the Municipal Council, with the exception of the President of the Council, shall be paid an annual allowance in lieu of expenses of ten thousand dollars (\$10,000.) which shall be paid in quarterly installments of two thousand five hundred dollars (\$2,500.) on March 1, June 30, September 30 and December 31 of each year.

Section 2. The President of the Council shall also be paid an annual allowance in lieu of expenses of eleven thousand five hundred (\$11,500.) which shall be paid in quarterly installments of two thousand eight hundred and seventy five dollars (\$2,875.) on March 31, June 30, September 30 and December 31 of each year.

Section 3. Any part of any existing ordinance inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall be deemed effective January 1, 1983.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY spoke against the Council's proposed increase in expenses.

MR. ALLEN KING, 47 QUITMAN STREET, NEWARK, NEW JERSEY, spoke against the increase and suggested that Council reconsider and take a reduction.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Tucker, Villani, President Grant.

No: Councilmen Carrino, Martinez, Payne.

Not Voting: Councilman Rice.

President Grant: The yeses are five, the noes are three and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time after Hearings of Citizens 6-HC-g, Councilman Tucker requested his vote on Ordinance 6-Ph, S & F-i be changed from the affirmative to the negative.

No one else appearing a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Villani, President Grant.

No: Councilmen James, Martinez, Payne, Tucker.

Not Voting: Councilman Rice.

At a later time after Resolution 7-R-bv a motion to reconsider Ordinance 6-Ph, S & F-i, close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilmen Branch, Rice.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES FOR PRESIDENT OF THE MUNICIPAL COUNCIL AND COUNCILMAN)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented, be and the same is hereby amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
President, Municipal Council 184901	1-1-83	\$32,400.	\$32,400.
Councilman 183901	1-1-83	29,400.	29,400.

Section 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefore, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. SHAHID S. WATSON, 644 SOUTH 10TH STREET, NEWARK, NEW JERSEY

MR. ALLEN KING, 47 QUITMAN STREET, NEWARK, NEW JERSEY,

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY

MR. VICTOR DE LUCA, 95 FLEMING AVENUE, NEWARK, NEW JERSEY

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY.

The above citizens spoke against the salary increase for the Members of the Municipal Council. They cited the deteriorating conditions in the city, the poor educational system, unemployment rate of the young people. They asked Council to reconsider.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Grant.

No: Councilmen Carrino, James, Martinez, Payne, Rice.

At a later time after Resolution 7-R-bv, a motion to reconsider Ordinance 6-Ph, S & F-j, close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilmen Branch, Rice.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

ORDINANCE AMENDING CHAPTER 11 OF TITLE 15, NON-RESIDENTIAL PROPERTY MAINTENANCE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REQUIRING ALL BUSINESSES TO POST AFTER HOURS AND EMERGENCY PHONE NUMBERS AT THE ENTRANCE TO SAID BUSINESS.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

July 6, 1983

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO UNIVERSITY HIGH SCHOOL IN AND BY THE CITY OF NEWARK, APPROPRIATING \$100,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$100,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of debt statement was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

ORDINANCE AMENDING TITLE 2, CHAPTER 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Establishes appointment of Deputy City Clerk in the Office of the City Clerk - \$42,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES FOR RECONSIDERATION.6-S & F-n.

The City Clerk read AN ORDINANCE AMENDING TITLE 2, ARTICLE 10, HOUSING AUTHORITY, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, (NEWARK R.O. 2:2-35, ET SEQ.), TO DIVEST THE HOUSING AUTHORITY OF THE CITY OF NEWARK OF ITS SLUM CLEARANCE AND URBAN REDEVELOPMENT POWERS, FUNCTIONS AND ACTIVITIES IN CONNECTION WITH SLUM CLEARANCE AND FUTURE URBAN REDEVELOPMENT WHICH ARE NOT THE SUBJECTS OF AGREEMENTS HERETOFORE ENTERED INTO BETWEEN THE HOUSING AUTHORITY AND THE CITY OF NEWARK OR BETWEEN THE HOUSING AUTHORITY AND THE UNITED STATES OF AMERICA.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor June 29, 1983)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance amending Title 2, Article 10, Housing Authority, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, (Newark R.). 2:2-35, et seq.), to divest the Housing Authority of the City of Newark of its slum clearance and urban redevelopment powers, functions and activities in connection with slum clearance and future urban redevelopment which are not the subjects of agreements heretofore entered into between the Housing Authority and the United States of America?'"

The City Clerk read the following veto message from Mayor Gibson:

July 6, 1983

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KENNETH A. GIBSON
MAYOR
NEWARK, NEW JERSEY
07102

June 29, 1983

Mr. Frank D'Ascensio
City Clerk - City of Newark
City Hall - 920 Broad Street
Newark, New Jersey 07102

Dear Mr. D'Ascensio:

RE: 6S & FD 062283

I have reviewed the above-cited Ordinance and have determined that its effects are not in the City's best interests and am, therefore, vetoing the same. My opposition to the Ordinance is based on several factors and they are offered below:

- 1) There has been no substantive criticism of the Authority's achievements in the area of redevelopment; in fact, the Authority's record of accomplishments during the past two decades has been notable, i. e.
- 2) This issue is not redevelopment activities, but services to housing residents. The Council's action is irrelevant to tenant services. From a managerial perspective, it makes little sense to have two separate entities responsible for the implementation of urban development activities; moreover, it is inefficient and counterproductive to bifurcate this essential task between two agencies, only one of which is directly under the City's administration.
- 3) In that regard, the Council's intention to transfer future development activities to the Community Development Administration may be ill-advised. The staff of that agency is operating at an effective level, in my view, and the introduction of new (and relatively sophisticated) responsibilities may have an unfavorable impact on the agency's productivity.

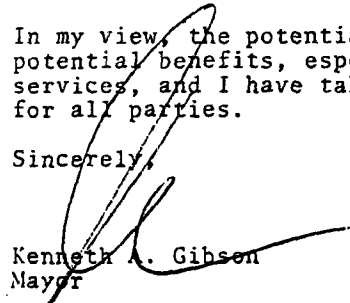
In the final analysis, three basic questions surface with regard to the Ordinance:

- 1) What is the rationale or justification to separate development activities from the Authority?
- 2) Will the change benefit or adversely affect the City?
- 3) Will the change benefit or adversely affect the Authority's tenants?

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In my view, the potential adverse effects far outweigh the potential benefits, especially as they relate to tenant services, and I have taken the action which I think is best for all parties.

Sincerely,


Kenneth A. Gibson
Mayor

A motion to override the Mayor's veto of this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

HEARINGS OF CITIZENS.

- 6-HC-a. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Reaganomics and other aspects of government.
- 6-HC-b. MS. DENISE SKIDMORE, PRESIDENT, CLINTOWER DEVELOPMENT CORPORATION, 299 CLINTON AVENUE, NEWARK, NEW JERSEY.
- 6-HC-c. MS. NETTIE KELLER, SECRETARY, CLINTOWER DEVELOPMENT CORPORATION, 299 CLINTON AVENUE, NEWARK, NEW JERSEY.

The above speakers addressed the Municipal Council with respect to an article in the Newark Star Ledger on June 27, 1983 which quoted one of the Councilpersons as saying "299 Clinton Avenue" was an abandoned building. They said they were present to dispute that fact. They noted they had many problems and their struggle to keep this building going were great, but in no way had they abandoned it. It was also noted that the amount of \$2 million was not expended by the City on this building.

Councilman Carrino said it is a matter of record that the City of Newark spent \$2 million on Clinton Avenue and at that time it was a gesture of the City to try to save the building. He said his point is the City is not in the business of spending \$2 million to try to renovate them. It would have been better to relocate those tenants into decent, affordable housing. He said the point of the article referred to by the speakers was that the City should try to save as much housing as they possibly can, but if they are in a situation where it is going to cost the taxpayers \$2 million to keep a building operating he questioned if it was reasonable for the City to do this or whether the City should come up with a type of program to put up new housing. He said he would like to go on record that the City of Newark is not in a position to keep buildings open if they should not be opened. He said the City of Newark is not in the Real Estate business. They are in the business to try to provide decent housing for people to live in but not to keep something going that is a drain on the City.

Councilman Branch said he had been contacted by Ms. Skidmore who told him the City had made a commitment to fix the roof, the boiler and the elevators and also to take care of 32 apartments at "299 Clinton Avenue". He said if that was true then they should follow through on that commitment.

Councilman James commended Ms. Skidmore and the tenants of "299 Clinton Avenue" for their struggle in keeping this building going. He said it showed the citizens of Newark can work together and struggle for the common cause. He said with new mortgage money coming into the City and other kinds of incentives being offered to help individuals help themselves, he, along with other Members of the Council, would be available to see what help could be given to help the tenants continue to fight to stay at "299 Clinton Avenue". He noted once these tenants walk away from this building, it will further deteriorate and will become a white elephant on the part of the City. He said whatever the Council can do to assist these tenants, the City has an obligation to do that. He said there are too many abandoned buildings in the City of Newark and he did not want to see "299 Clinton Avenue" become another one.

6-HC-d.

MS. LAURA GRANT, 71 BALDWIN AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with reference to putting her cab into service. She said she had inherited her brother's cab, which was a 1977 car. When the cab became inoperable she purchased a 1978 car. Before doing so she called the taxicab division and was advised that if she was already in business you can purchase a 1978, but if you are not in business then a 1979 car must be purchased. She visited the Taxicab Division and was told by Mr. Coons to put the cab into shape, bring it back and he would inspect it. After doing so Ms. Grant was advised by Mr. Coons that he could not inspect the cab or do anything for her. She said the cab has been in her garage for two months and it is a means of livelihood for herself and two other employees. She asked Council's help on this matter.

President Grant advised Ms. Grant that a representative from the Taxicab Division would be present on this matter.

Councilman Tucker said the question is do they want to raise the year. He said Ms. Grant has a taxicab and leases that cab. If she were a owner-operator she would be able to maintain the same taxicab, no matter what the year is. When she leases the cab she comes under that year the Council has adopted, by ordinance, to say that you can no longer hold a cab and have that cab operative. A few years ago there was an ordinance that said the maximum amount of years a cab could go on the road was four years. This Council amended that ordinance and said the maximum amount was five years. In Ms. Grant's case the only resolution they can deal with is to have the Council change that ordinance, but they should be mindful that if they change that ordinance, they are talking about all cabs in the City. He said because she leases her cab she comes under a fleet owner and not a owner-operator, therefore, the age of the cab cannot be more than five years old prior to bringing that cab on board. The age of the cab is calendar years.

Councilman Rice what the difference is in Fleet operator and owner-operator.

Councilman Tucker said owner-operator means you own and drive the cab. There is an ordinance that states if you are an owner-operator you are not covered by the age of the cab. The problem is that Ms. Grant leases the cab to members of her family.

Councilman James said he and Ms. Grant had visited the Taxi office relative to this question and spoke with Director Tuff and two inspectors from that office. He explained the problems that existed and the unique circumstances in her particular case and therefore she was not knowledgeable of all the ordinances. He said Director Tuff agreed that due to circumstances that were brought to his attention that he would license her. When this information reached the Office of the Business Administrator, he was informed by Director Tuff, that he was ordered by the Business Administrator not to allow this exception in concert with the remarks of Councilman Tucker, that Mr. Tuff had to be uniformly in agreement with all the cabs and not bend the law for Ms. Grant. He said he feels the City of Newark ought to be big enough and understand the unique circumstances in which Ms. Grant became owner of the cab, allow her to continue to operate it until she would have to purchase a new vehicle, then subject her to the existing ordinance. He said he feels that they have once again in the City of Newark treated a situation that was handled and now they are making a big issue out of it. He said it is an embarrassing situation. He said the City is now reversing the commitment they gave Ms. Grant.

Ms. Grant showed President Grant the license that was issued to her.

Councilman Branch said he feels that there should be some alternative to help Ms. Grant.

President Grant requested that Mr. Coons, a representative of the Taxicab Division, approach the podium.

Councilman Tucker asked Mr. Coons if Ms. Grant was an owner-operator or a fleet-owner.

Mr. Coons replied Ms. Grant was an owner-operator.

Councilman Tucker queried why the age of the cab would make any difference.

Mr. Coons said the cab was not a cab. You are allowed to put a cab on if it is already a cab, otherwise, you can change the numbers of a cab if it is a '78, '77, '76 as long as it is a cab already you can change the number, you can move it from one number to another. In Ms. Grant's case, it was explained to me it was a cab. After he had told her to bring the papers down, he was informed that she had already been advised that the '78, she had not purchased the car at that time. She was told not to purchase the vehicle. He is just saying what he was told. She was told not to purchase that vehicle because it was not a cab. When he spoke to Ms. Grant, he understood her to tell him, that it was a cab and he told her if it was a cab they could help her. He said he told her to bring her papers in and they will inspect the papers and give it to anyone in the office. When personnel came to the office, he informed them of the situation and they told him they had already informed Ms. Grant not to buy that car, because the ordinance stated the car must be less than 42 months old. At the time the car was older. It was in June. Ms. Grant purchased the car anyway and set it up as a cab. This is where the conflict arises because there are so many others who have '78's and want to put them on. In order for Ms. Grant to get it on, the Council would have to act on it. This applies to anyone to put one on. After it is on and you are owner-operator you can keep it on longer than a fleet owner.

Ms. Grant said she understood from the person she spoke to in the Taxicab Division that if you already had a cab, and she had a 1977 cab, so she figured she had a cab, she could go ahead and get the 1978. She said Mr. Coons told her to go ahead and fix it.

President Grant suggested that Ms. Grant meet with Mr. Coons and a representative from the Mayor's Office immediately sit with the Business Administrator and try to resolve this matter.

Councilman Tucker said the existing ordinance does not allow Ms. Grant to put that cab on the road. He questioned if they could establish within the body of the ordinance the issue of waiving the year for the owner-operator and not deal with that in regard to the fleet-owner. The Council has established the fact that owner-operators can keep their cars for unlimited periods of time based on the way the car looks and the ability of the car to pass inspection. He questioned if they can have a minimum or maximum year requirement on age for fleet-owners and have the ability to waive that amount for owner operators since they have already created the ordinance that permits giving special consideration on operators.

Councilman James said Ms. Grant is a responsible citizen, an entrepreneur, a taxpayer, a long time resident. He said the intent is to help this person. She has a cab that is one year out of line with the current ordinance. He wanted to know what everyone can do to assist Ms. Grant and have her cab become operative.

Councilman Tucker said they should look at the feasibility of changing the ordinance which would make it easier for her to get the vehicle on the road. They can change the ordinance. He said the problem is not with the owner-operators, it is with the Fleets in regard to the year. He requested that the Law Department draft an amendment to the existing ordinance which would in effect exempt the owner operators from that prior year's situation and legally do that without affecting the fleet-owners, then he did not think they would have a problem.

Councilman James suggested it would be better just to have that the Council has the right to grant a waiver in particular cases.

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Councilman Tucker said the fleet owners would come in and make it apply. He said he really thinks that if they change the ordinance to exempt the owner-operators they can have a decision on this matter where Ms. Grant can, in effect, function sometime in September and it would probably stand up in Court. If the Council wants to do a waiver they would have to change the ordinance, because the ordinance does not permit a waiver. He suggested they meet with the Law Department.

Councilman James suggested they direct the Law Department to explore these two possibilities and report back to the Council as quickly as possible in legal form for action by the Council at their next meeting.

Councilman Rice said he would raise an eyebrow to this Council creating legislation and not enforcing it or creating flexibility impact on individual where the detriment comes from the majority. He would hope that they would investigate and viewing alternatives and possibilities, they, not only look at the law, within itself but to take a look at the impact of the industry whether it is owner-operator or fleet and see whether or not change of law would help an individual or a minority of individuals and will we still have the detriment come from the majority. They need an investigation of the total impact on the City of Newark and its residents because then they will get a truer answer whether a waiver is better than changing the law itself.

President Grant directed the City Clerk to communicate with the Corporation Counsel directing him to explore the feasibility of establishing within the body of the existing ordinance the issue of waiving the year for the owner-operator and not deal with that in regard to the fleet-owner.

6-HC-e.
6-HC-f.

MS. DELORES RICH, 4 LEXINGTON STREET, NEWARK, NEW JERSEY
MS. NANCY ZAK, 48 READ STREET, NEWARK, NEW JERSEY

The above citizens addressed the Municipal Council with respect to developing an ordinance that would require window guards on all apartment buildings. Ms. Zak mentioned she was in contact with New York City, where there is a law on the book, and the cost for these window guards is approximately \$10.00.

Councilman Rice said the fact that anything that you do legislatively to create mandates to cause someone to expend money you have to expect people to be back here telling Council why they should keep rents down. He said he was concerned with the fact that these window guards would have to be the kind of mechanism to allow small children and senior citizens to exit the building in case of fire. He said however that the market in high technology has advanced to such a degree that they would be able to deal with both.

Councilman Carrino questioned the cost of these.

President Grant stated this could not be a \$10.00 item if it is a guard that goes from top to bottom.

Councilman Carrino suggested that Ms. Zak contact the Department of Health, with whom she spoke, and requested that this figure be submitted in writing.

Councilman Martinez said this is a result of a serious tragedy that happened at the River Park Apartments where a 2 year old child went through the screen. He had an inspector go down there where he found there was a 40 inch window which is pretty high, but apparently there was a bed and the child rolled off the bed and out the window. He contacted Director Zach's office to see what kind of safeguards could be put on windows so this kind of incident could not happen and Director Zach is at present developing such an ordinance.

Councilman James said we should secure a copy of the ordinance from New York City and also their Building Department the actual installation requirements they would suggest. He said if they were really concerned it would mean all public housing in the City of Newark also all City-owned property. He would hope they would explore this in its total scope. He suggested that at a future pre-meeting conference they would have the necessary information and legislation before them in order to make an intelligent decision.

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6-HC-g. MR. EDDIE IRWIN, 3 ROANOKE COURT, NEWARK, NEW JERSEY
6-HC-h. MR. ROBERT CARTWRIGHT, 137 FLEMING AVENUE, NEWARK, NEW JERSEY
6-HC-i. MR. ARNOLD COHEN, 48 READ STREET, NEWARK, NEW JERSEY
6-HC-j. MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY

The above citizens addressed the Municipal Council with respect to the Dioxin situation in the Ironbound section of Newark. They expressed concern with the manner the State has been handling this matter. They said there was a need for further health examinations by trained medical personnel. They expressed dissatisfaction with the way the State and Federal Governments have handled the situation. At a meeting with Councilman Martinez they presented several matters they would like to see resolved. They asked the Council to join with the community in requesting the State act seriously in this matter. They also asked Council to join with them on July 26th in Jersey City with reference to another matter of hazardous waste when a decision will be made where to put new hazardous waste. They said Newark has more than its share and needs no more.

Councilman Martinez said he had met with the Community Organization, the Ironbound Residents Against Toxic Waste and other interested parties. He noted the requests were not out of order. A request was made for F.D.R. and Hyatt but they also decided to use a boundary of Mott Street to Blanchard and from Rome Street to the Passaic River which would include areas that could be contaminated. He said on Thursday he was meeting with State Officials including the Governor on this and other issues and will bring all the information given to him and he would hope all these items could be addressed.

Councilman Payne said the entire question of dioxin has been taken too lightly. He said this is a very serious situation. He has gathered information from various cities where this problem has occurred. He said they have a responsibility in New Jersey to treat this site in Newark in a special manner. The people in the Ironbound section should and will have the total support of the Council. He said health examinations cannot be conducted just once. They must be continued on for at least a decade to see if they are effective or not. He said the group will have his continued support.

A motion to permit Ms. Arlene Henry to speak under Hearings of Citizens was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-k. MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY addressed the Municipal Council with reference to "299 Clinton Avenue." She said the building is worth saving and the City should do everything they promised to do.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO AND EXECUTE AGREEMENT WITH DOWNTOWN PARK COMMITTEE, INC. A NON-EXCLUSIVE LICENSE FOR PURPOSE OF PROVIDING LANDSCAPE MAINTENANCE TO WASHINGTON PARK, TO BEGIN JULY 1, 1983 AND EXPIRING JUNE 30, 1984; CITY OF NEWARK AGREES TO DEFEND, INDEMNIFY AND SAVE HARMLESS THE COMMITTEE AND ALL MEMBERS THEREOF FROM AND AGAINST ALL LIABILITIES, CLAIMS, DEMANDS AND CAUSES OF ACTION (INCLUDING COSTS, EXPENSES AND REASONABLE ATTORNEY'S FEES ON ACCOUNT, ETC.); SAID COMMITTEE AGREES THAT PRIOR TO STARTING ANY WORK TO SUBMIT A CERTIFICATE OF INSURANCE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH THE PITOMETER ASSOCIATES, 100 CHURCH STREET, NEW YORK, NEW YORK 10007, FOR A WASTE WATER SURVEY, FOR PERIOD COMMENCING UPON EXECUTION AND CONTINUE FOR A MINIMUM OF 88 DAYS; PITOMETER ASSOCIATES SHALL BE PAID A PER DIEM FEE OF \$450.; TOTAL CONTRACT FEE SHALL NOT EXCEED \$40,000.; WORK PERIOD MAY BE EXTENDED BY CITY AT SAME PER DIEM RATE THROUGH DECEMBER 31, 1983. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" IN ACCORDANCE WITH 40A:11-5(1) (a) OF THE LOCAL PUBLIC CONTRACTS LAW)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

RESOLUTION RATIFYING CONTRACT WITH RESIDENTS FOR COMMUNITY ACTION/VINCE LOMBARDI MEMORIAL CENTER FOR PERIOD MAY 1, 1983 TO JULY 6, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH RESIDENTS FOR COMMUNITY ACTION/VINCE LOMBARDI MEMORIAL CENTER, FOR PURPOSE OF PROVIDING SOCIAL SERVICES TO NEWARK'S ELDERLY, FOR PERIOD JULY 7, 1983 UNTIL DECEMBER 31, 1983; CONTRACT IN AMOUNT OF \$34,400.; FUNDS PROVIDED FROM H.C.D.A FY VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-d.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF HEALTH FOR FUNDS TO CONTINUE IMPLEMENTING THE WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (WIC) FOR PERIOD OCTOBER 1, 1983 TO SEPTEMBER 30, 1984; AMOUNT OF FUNDS FROM NEW JERSEY, STATE DEPARTMENT OF HEALTH - \$373,841., CITY-IN-KIND - \$76,529, TOTAL BUDGET FOR PROGRAM - \$450,370.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

RESOLUTION RATIFYING SUBMITTAL OF APPLICATION TO NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PERIOD JUNE 25, 1983 TO JULY 6, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO NEW JERSEY STATE DEPARTMENT OF HEALTH FOR FUNDS FOR METHADONE MAINTENANCE TREATMENT PROGRAM FOR PERIOD JULY 7, 1983 TO JUNE 24, 1984, FOR FUNDS IN AMOUNT OF \$492,253. (\$492,253. - NEW JERSEY STATE DEPARTMENT OF HEALTH; \$47,193. - PROGRAM INCOME; \$90,943. - CITY-IN-KIND; TOTAL BUDGET - \$630,389.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

At a later time in the meeting, Councilman Carrino requested to change his affirmative vote to not voting.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Not Voting: Councilman Carrino.

7-R-f.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ISSUE CARNIVAL LICENSE TO IRONBOUND EDUCATIONAL & CULTURAL CENTER FOR PERIOD JUNE 26, 1983 TO JULY 4, 1983; LOCATION OF CARNIVAL PETER FRANCISCO PARK, FERRY STREET AND EDISON PLACE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Payne, Rice, President Grant.

Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

7-R-g.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO AMEND CONTRACT WITH BLUE SHIELD/BLUE CROSS, EFFECTIVE SEPTEMBER 1, 1983, TO UPGRADE MEDICAL-SURGICAL BENEFITS TO P.A.C.E. LEVEL FOR ACTIVE EMPLOYEES AND THEIR DEPENDENTS REPRESENTED BY FRATERNAL ORDER OF POLICE, NEWARK LODGE #12, 25% OF ADDITIONAL COST TO BE ASSUMED BY EMPLOYEE VIA MONTHLY PAYROLL DEDUCTIONS; ALSO INCREASING RIDER "J" ALLOWANCE; FURTHER EXTENDING MEDICAL-SURGICAL AND HOSPITALIZATION BENEFITS TO ELIGIBLE DEPENDENTS UNTIL END OF YEAR IN WHICH THEIR 23RD BIRTHDAYS OCCUR; COST OF SAID BENEFITS SHALL NOT EXCEED \$46,350. FOR 1983; COST OF CONTRACT IN FUTURE CONTINGENT UPON APPROPRIATION OF BUDGET FUNDS FOR EACH YEAR. (CONTRACTS AS AMENDED, AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5(M))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting adoption of ordinance effecting this was made by Councilmen Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.

Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

7-R-h.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR APPRAISALS OF REAL PROPERTY, DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom 3 licenses listed and substituting the following: The bidder must be a licensed Real Estate Broker with a minimum of 5 years experience was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.

Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

A motion to adopt the resolution, as amended, was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.

Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

- 7-R-i. RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 176 JUNK VEHICLES, RECOVERED AND UNCLAIMED IN THE POLICE DEPARTMENT; PURSUANT TO N.J.S.A. 39:10A-1 AND N.J.S.A. 40A:14-157.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

- 7-R-j. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$2,000. TO THERESA BRYANT, ADMINISTRATRIX OF THE ESTATE OF ELIZABETH HIGDON AND HER ATTORNEY, RONALD NELINSON, ESQ., 161 HALSTEAD STREET, EAST ORANGE, NEW JERSEY 07018, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY THERESA BRYANT, ADMINISTRATRIX OF THE ESTATE OF ELIZABETH HIGDON, IN FAVOR OF CITY OF NEWARK, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; ELIZABETH HIGDON FILED LAWSUIT IN SUPERIOR COURT OF NEW JERSEY, ESSEX COUNTY, LAW DIVISION CLAIMING PERSONAL INJURIES AS RESULT OF INJURIES SUSTAINED WHEN SHE WAS A PASSENGER IN AN AUTOMOBILE INVOLVED IN MOTOR VEHICLE ACCIDENT WITH MOTOR VEHICLE OWNED BY CITY OF NEWARK.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

- 7-R-k. RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN AMOUNT OF \$2,500. TO RICHARD CONFORTI AND HIS ATTORNEY, MELVIN MARX, ESQ., 2424 MORRIS AVENUE, P.O. BOX 366, UNION, NEW JERSEY, UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY RICHARD CONFORTI IN FAVOR OF CITY OF NEWARK, TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL: INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY FOR PERSONAL INJURIES SUFFERED AS RESULT OF COLLISION OF HIS MOTOR VEHICLE WITH A MOTOR VEHICLE OWNED AND OPERATED BY AN EMPLOYEE OF THE CITY OF NEWARK AT OR NEAR THE INTERSECTION OF BLOOMFIELD AVENUE AND HIGHLAND AVENUE, NEWARK.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

- 7-R-l. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO NORENE BASS, SENIOR BUYER, DEPARTMENT OF ADMINISTRATION, DIVISION OF PURCHASING, FOR PERIOD BEGINNING AUGUST 2, 1983 AND ENDING FEBRUARY 1, 1984. (WORKING AS SR. ACCOUNTANT, DEPARTMENT OF FINANCE, ACCOUNTS AND CONTROL - FIRST LEAVE BEGAN FEBRUARY 2, 1981)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
Absent During Roll Call: Councilmen James, Martinez, Tucker, Villani.

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7-R-m. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HERBERT JAMES, LABORER, REFUSE COLLECTION, DEPARTMENT OF ENGINEERING, DIVISION OF SANITATION, FOR PERIOD BEGINNING MARCH 20, 1983 AND ENDING SEPTEMBER 19, 1983. (FAMILY PROBLEMS - FIRST LEAVE BEGAN SEPTEMBER 21, 1981)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-n. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO MICHAEL CHRISTADORE, PLUMBING INSPECTOR, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS, BUREAU OF PLUMBING, FOR PERIOD BEGINNING MAY 24, 1983 AND ENDING NOVEMBER 24, 1983. (WORKING IN ANOTHER POSITION - FIRST LEAVE BEGAN MAY 24, 1982)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-o. RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO HUBERT WILLIAMS, POLICE LIEUTENANT, DEPARTMENT OF POLICE, DIRECTOR'S OFFICE, FOR PERIOD BEGINNING JULY 1, 1983 AND ENDING DECEMBER 31, 1983. (TO CONTINUE AS POLICE DIRECTOR - FIRST LEAVE BEGAN JULY 1, 1974)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-p. RESOLUTION AUTHORIZING CITY TREASURER TO REFUND NINETY (\$90.) DOLLARS TO THE ESTATE OF MR. MELVIN MANN FOR A RESTAURANT LICENSE NOT ISSUED. (257 SHERMAN AVENUE, NEWARK, NEW JERSEY)
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-q. RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$65,382.76 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASONS OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS, FOR YEARS - 1979, 1980, 1981 AND 1982.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-r. RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$7,649.98 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF VETERAN'S ALLOWANCE, SENIOR CITIZEN ALLOWANCE AND CASH OVERPAYMENTS FOR YEARS - 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-s. RESOLUTION DESIGNATING THE INTERSECTION OF TICHENOR STREET AND ORCHARD STREET AS A STOP INTERSECTION AND INSTALLING STOP SIGNS ON TICHENOR STREET; PURSUANT TO SECTION 39:4-140 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker, Villani.

7-R-t. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO MAKE CORRECTIONS IN 1983 CITY OF NEWARK BUDGET, UNCLASSIFIED OPERATIONS, MUNICIPAL SALARY INCREASE, \$375,000. TO DEPARTMENT OF POLICE, SALARIES AND WAGES, OTHER SALARIES AND WAGES; TO PROVIDE SALARY INCREASE OF THE EMPLOYEES REPRESENTED BY FRATERNAL ORDER OF POLICE.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Payne, Rice, Villani, President Grant.
 Absent During Roll Call: Councilman James, Martinez, Tucker.

7-R-u. EMERGENCY RESOLUTION APPROPRIATING \$5,000., UNCLASSIFIED PURPOSES, OTHER EXPENSES, POLICE REWARD FUND; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1984 BUDGET.
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v. RESOLUTION RESCINDING RESOLUTION 7-R-f, SEPTEMBER 21, 1981, "RESOLUTION APPROVING APPLICATION AND RELATED AGREEMENT FOR TRINITY TOWN ASSOCIATES, ALSO KNOWN AS TRINITY VILLAGE; FOR CONSTRUCTION OF APPROXIMATELY 114 UNITS OF ATTACHED HOUSING CLUSTERS IN 13 BUILDINGS FOR OCCUPANCY BY MODERATE INCOME TENANTS, FOR PREMISES 470-500 BERGEN STREET (BLOCK 2575, LOT 1) 517-519 AND 523-543 BERGEN STREET, 2-8 CHADWICK AVENUE AND 204-218 ROSE STREET (BLOCK 2658, LOTS 1 AND 4-12, 37, 38, 40, 41, 44, 46 AND 47); ALSO ONE MORE, OR ALL OF THE FOLLOWING PROPERTIES IF SUBSEQUENTLY ACQUIRED BY APPLICANT, AND AS PROVIDED BY THE APPLICANT AND ITS ACCOMPANYING AGREEMENT ON TAX ABATEMENT NAMELY 521 BERGEN STREET AND 10-14 CHADWICK AVENUE BLOCK 2658, LOTS 3, 34 AND 35); GRANTING EXEMPTION FROM TAXATION FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF PROJECT OR TERM OF FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY IN CONNECTION WITH ITS CONSTRUCTION OR COMPLETION."
 (Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution and directing the City Clerk to communicate with the Developer indicating the rescission of this resolution, was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w. RESOLUTION RECOGNIZING AND COMMENDING THE GREATER ABYSSINIAN BAPTIST CHURCH AND ITS PASTOR, REVEREND MATTHEW A. ZIMMERMAN, ON THE BURNING OF THE MORTGAGE ON THEIR PROPERTY AT 88 LYONS AVENUE.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x. RESOLUTION RECOGNIZING AND COMMENDING MR. JON BARRY WASHINGTON FOR HIS OUTSTANDING ACCOMPLISHMENTS AS PRESIDENT OF NEWARK'S FIRST CABLE TELEVISION COMPANY.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y. (A.S.) RESOLUTION DIRECTING THE FINANCE DIRECTOR TO REFUND \$180. TO OUR LADY OF MT. CARMEL CHURCH DUE TO CANCELLATION OF 36 BINGO GAMES.

A motion to defer action on this resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z. (A.S.) RESOLUTION AMENDING RESOLUTION 7-R-q, JUNE 1, 1983, CONTRACT WITH NEW JERSEY STATE DEPARTMENT OF HEALTH FOR PERIOD OCTOBER 1, 1982 TO SEPTEMBER 30, 1983, \$331,400., BY INCREASING GRANT AWARD BY \$42,400. MAKING A TOTAL OF \$373,800., FOR WOMEN, INFANTS' AND CHILDREN'S SUPPLEMENTAL FEEDING PROGRAM (WIC).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba. (A.S.) RESOLUTION RATIFYING CONTRACT WITH COALITION SIX INCORPORATED FOR PERIOD JULY 1, 1983 TO JULY 6, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH COALITION SIX INCORPORATED, FOR PURPOSE OF REHABILITATING THREE HOMES FOR LOW MODERATE INCOME INDIVIDUALS, FOR PERIOD JULY 7, 1983 THROUGH DECEMBER 31, 1983; FUNDS PROVIDED FROM H.C.D.A. FY VIII IN AMOUNT OF \$49,500.; NO FUNDS SHALL BE EXPENDED FOR THIS PROGRAM UNTIL EXECUTED AGREEMENT EXISTS BETWEEN COALITION SIX INCORPORATED AND ESSEX COUNTY VOCATIONAL SCHOOL.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING CAROL HARBICH, A LIFETIME RESIDENT OF THE CITY OF NEWARK, FOR HER ACHIEVEMENTS IN THE FIELD OF ENTERTAINMENT AS A LONGTIME MEMBER OF THE WORLD-FAMOUS DANCE TROUPE, THE ROCKETTES OF RADIO CITY MUSIC HALL AND DECLARING JULY 6, 1983 TO BE "CAROL HARBICH DAY" THROUGHOUT THE CITY OF NEWARK.

(For action on this resolution, see page 7 in the minutes of these meetings)

7-R-bc.
(A.S.) RESOLUTION ACCEPTING BID OF MICHAEL AZZU, FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 15, LOTS 25, 26 AND 27, 25-29 FULTON STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) FOR SUM OF \$17,500., BASED UPON RESOLUTION 7-R-z (A.S.), MAY 19, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Mr. Azzu to meet with the Council at their pre-meeting conference August 9, 1983 was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.
(A.S.) RESOLUTION AUTHORIZING FORECLOSURE OF PROPERTIES BY SUMMARY PROCEEDINGS, IN-REM, AS PROVIDED IN IN-REM TAX FORECLOSURE ACT (1948) R.S. 54:5-104.29 ET SEQ., ELIGIBLE TAX SALE CERTIFICATES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.
(A.S.) RESOLUTION RECOGNIZING AND COMMENDING REVEREND FRANK P. ROGERS, ON THE OCCASION OF HIS 25TH YEAR OF SERVICE TO THE PEOPLE OF NEWARK AS PASTOR OF FIRST MOUNT ZION BAPTIST CHURCH.

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen Martinez, Tucker.

7-R-bf.
(A.S.) RESOLUTION AUTHORIZING PRESIDENT OF NEWARK MUNICIPAL COUNCIL, ON BEHALF OF MEMBERS OF THE MUNICIPAL COUNCIL, TO EXECUTE CONTRACT WITH ANDREW A. McDONALD, ESQ., FOR PURPOSE OF REPRESENTING NEWARK MUNICIPAL COUNCIL IN THE MATTER OF EMIL OXFELD d/b/a ROTHBARD, HARRIS & OXFELD, ESQS., VS. KENNETH A. GIBSON, ETC. ET AL. (DOCKET NO. L34137-83E), PURSUANT TO ORDER ISSUED JUNE 17, 1983, BY JUDGE PAUL B. THOMPSON OF SUPERIOR COURT. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen Martinez, Tucker.

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7-R-bg.
(A.S.)

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CONTRACTS WITH CHESSON CONSTRUCTION CO., INC., 403 NORTH GROVE STREET, EAST ORANGE, NEW JERSEY, LOWEST RESPONSIBLE BIDDER, FOR EXTERIOR REHABILITATION OF FOUR (4) PROPERTIES TOTALLING \$23,787.; AND WITH PETTIFORD & PETTIFORD INC., 206 FIRST STREET, NEWARK, NEW JERSEY, LOWEST RESPONSIBLE BIDDER FOR EXTERIOR REHABILITATION OF TWO (2) PROPERTIES TOTALLING \$12,934.; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED \$2,500. FOR EACH CONTRACT; FUNDS PROVIDED BY NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS WITHIN NEWARK'S SAFE AND CLEAN NEIGHBORHOODS PROGRAM.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to request the Business Administrator to supply the Council with the criteria used in selecting these buildings for rehabilitation and any other information available as to this rehabilitation program was made by Councilman Branch, seconded by President Grant and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen Martinez, Tucker.

7-R-bh.
(A.S.)

RESOLUTION ACCEPTING BID OF JEROME HERT AND ROBERT HOCHMAN FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 1858, LOTS 30, 31, 37 AND 27,557-571 CENTRAL AVENUE AND 137 SOUTH 11TH STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) FOR SUM OF \$50,500.; BASED UPON RESOLUTION 7-R-db (A.S.) JUNE 22, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch.

Councilman Branch said a better check had to be kept on buildings scheduled to be demolished. He noted this building was almost lost to demolition when a prospective buyer was found.

Councilman Rice said this building is located in his ward and has been vacant and open for a long time. He said it should be the business of Administration to see that buildings of sound structure are bricked in. He noted he had pushed hard to have this building demolished. He said he would not tolerate any building open in his Ward for any period of time.

Councilman Payne suggested, through the Chair, that the City Clerk communicate with the Business Administrator requesting a list of buildings that are scheduled for demolition whether it is by the City or a private contractor. He said in the past there have been structures demolished that should not have been. He noted in the future he would like to look at what is being demolished because they might be surprised at what is coming down.

A motion to adopt the resolution and directing the City Clerk to communicate with the Business Administrator requesting that the Council be supplied with a list of buildings to be demolished prior to the actual work being performed was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen Martinez, Tucker.

7-R-bi
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-ca, MAY 19, 1982, CONTRACT WITH NEIGHBORHOOD SERVICES OF NEWARK, INC., BY RATIFYING CONTRACT FOR PERIOD DECEMBER 2, 1982 TO JULY 6, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO AND EXECUTE AMENDED CONTRACT WITH NEIGHBORHOOD HOUSING SERVICES OF NEWARK, INC., FOR PURPOSE OF REHABILITATION AND IMPROVEMENTS WITHIN DETERIORATING NEIGHBORHOODS WITHIN CITY OF NEWARK, FOR PERIOD JULY 7, 1983 TO DECEMBER 31, 1983; AMOUNT OF CONTRACT \$83,083.80. (\$48,086.80-H.C.D.A. FY II, \$34,997.-H.C.D.A. FY VIII) ADDITIONAL FUNDS REQUIRED. (RESOLUTION 7-R-ca, MAY 19, 1982 - \$100,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani,
President Grant.

Absent During Roll Call: Councilmen Martinez, Tucker.

7-R-bj.
(A.S.)

RESOLUTION RATIFYING CONTRACT WITH PROJECT PRIDE INCORPORATED FOR PERIOD JULY 1, 1983 TO JULY 6, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH PROJECT PRIDE INCORPORATED FOR PURPOSE OF AN URBAN ECOLOGY/NEIGHBORHOOD BEAUTIFICATION PROJECT FOR SECONDARY STUDENTS RESIDING IN LOW AND MODERATE AREAS THROUGHOUT CITY OF NEWARK, FOR PERIOD JULY 7, 1983 THROUGH JUNE 30, 1984, IN AMOUNT \$4,200. (FUNDS PROVIDED FROM H.C.D.A. FY VIII)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice,
Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-bk.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-bk, MAY 4, 1983, CONTRACT WITH NEWARK DAY CARE CENTER INCORPORATED, BY RATIFYING CONTRACT FOR PERIOD MAY 1, 1983 TO JULY 6, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK DAY CARE CENTER, INCORPORATED, FOR PURPOSE OF REHABILITATING 305 HALSEY STREET, NEWARK, NEW JERSEY, FOR PERIOD JULY 7, 1983 UNTIL SEPTEMBER 30, 1983; ADDITIONAL FUNDS IN AMOUNT OF \$29,700. REQUIRED. (7-R-cb, NOVEMBER 23, 1982 - \$19,800.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Villani, President Grant.
Not Voting: Councilmen Payne, Rice.

Absent During Roll Call: Councilmen Tucker.

7-R-bl.
(A.S.)

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO ACCEPT AND RECORD DEED FROM TRUST COMPANY OF NEW JERSEY, OWNER OF PREMISES COMMONLY KNOWN AS 538 SUMMER AVENUE, BLOCK 681, LOT 11; PURSUANT TO NEW JERSEY STATUTE 54:4-109, SAID OWNER CONVEYS SAID PREMISES TO CITY OF NEWARK IN LIEU OF FORECLOSURE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-bm.
(A.S.)

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 232 SPRINGFIELD AVENUE, BLOCK 238, LOT 18, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a) AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURCHASE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

City Clerk D'Ascensio advised the Council he had received a note from Assistant Corporation Counsel Pidgeon in which he states that he would not sign this resolution and he would send a memo explaining his reasons among which are the lack of the appraisal and the Real Estate Commission policy against selling individual parcels within redevelopment areas.

President Grant said it was not a matter of not having an appraisal. This resolution is to advertise for bids. They can still have an appraisal done.

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A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Villani,
 President Grant.
 Absent During Roll Call: Councilmen James, Tucker.

7-R-bn. RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION
(A.S.) IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES,
WOMEN, INFANTS AND CHILDREN'S SUPPLEMENTAL FOOD PROGRAM (WIC) (SUPPLEMENTAL AWARD
CONTRACT NO.83-154) \$42,400.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF
HEALTH.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.
 Absent During Roll Call: Councilmen Carrino, James, Tucker.

7-R-bo. RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR
(A.S.) INSPECTION OF CITY-OWNED PROPERTY, DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY;
PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF
NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Tucker said most of the Council received copies of the number of foreclosed properties that we have that we will be in receipt of. He said the Council had consistently raised with the City Administration that they should get someone to look at that property separate and apart from Real Property Staff. This resolution authorizes solicitation of bids to hire appraisers who will look at these properties so they will get a complete printout of what property they may be in receipt of in the City of Newark. Not from Real Property Staff but from a licensed appraiser.

Councilman Payne questioned if this would be a duplication of service. He agreed that an outside appraiser should do it but he would be reluctant to vote for an outside appraiser if it was going to also be done in-house.

Councilman Tucker said in most instances where Real Property does an appraisal, it is when they are ready to sell the property. In most instances when the City gets these properties nobody ever looks at them until after the foreclosure date. These appraisers will look at the building, give an appraisal whether the building is salvageable or non-salvageable, the number of tenants currently in the building and the rents. Real Property never performed an appraisal to that degree.

President Grant requested Mr. Sly from the Business Administrator's Office to approach the podium.

Councilman Rice wanted a clarification if the person who would make the appraisal in terms of the building's worth would also inspect the building for violations and other factors and bring back a total package. If that is what is being done, then the language would have to be changed.

Councilman Tucker said all they would do is look at the property that the City will be in receipt of in September.

Mr. Sly said when the property foreclosure notices are issued in September that is not a Real Property function. That is a function of the Tax Office who allows the people, up to 90 days, to come back and redeem their properties. That affords the owner a chance to pay the tax bill. Real Property does not get into that issue until that property is turned over to them after December 31st. The Tax Office is the office that goes out and does the assessment.

Councilman Rice questioned if the person was appraising the building for its worth or conditions. He said this issue was not clear to him.

Councilman Tucker said the synopsis embodied in this package pinpointed what they were going to do.

Councilman Payne said he would feel reluctant to take a position on this without knowing more about the question. He questioned if it could be deferred. He said it was very helpful that someone from Administration was there to explain this and suggested that in the future if there is someone from Administration in the audience with some clarification on the matter, that they not be reluctant to do this.

Councilman Tucker said they have urged that they hire appraisers during that period of time. He said his concern is that during that period of time Real Property should start working on it. The Council should have the assessment of those properties and the earlier they have them and the conditions that they are in would certify to a better degree what conditions they are in and put the City in a better position to figure out what they intend to do. He requested the City Clerk read into the record what the appraiser would do.

City Clerk D'Ascensio read the following excerpt:

1. Purpose: The City, through the Office of Real Property (ORP) seeks to have specific properties inspected as to their use and condition, with written reports and current photographs to be submitted as outlined in these specifications.

2. Services to be Provided:

The successful Bidder shall be required to perform a site inspection of each property included within the scope of this contract. During the course of such inspection, the Bidder shall view the exterior of all structures from the front, rear and all sides, and shall view all interior spaces which are normally accessible to the general public, including but not limited to hallways, stairways, lobbies, laundry and other common areas, as well as retail and similar commercial spaces.

Based on such inspection, the Bidder shall submit a report on the use and condition of the property, signed in ink by the individual who conducts the inspection, in the form included in Exhibit I of these specifications. In completing that report, the Bidder shall clearly indicate, in ink, all applicable information required for sections I (Identification), II (General Property), III (General Exterior), IV (Size) and V (Structural Integrity). The Bidder need not complete Section VI (Value), VII (Lease Information) and VIII (Sale Information).

In addition to that written report, the Bidder shall also be required to furnish a black and white photograph, not smaller than 8" x 10", of each property, taken so as to provide a full view of the entire front of the primary structure and as much of that side of the primary structure which is in the poorest physical condition. The photograph should be dated and signed in ink by the photographer indicating the date on which the photograph was taken.

Councilman Rice said this matter needs to be discussed further. If you are talking about an inspection of property that is still in the Tax Assessor's hands prior to Real Property taking over, then you are talking about a reinspection. If you are talking about an appraisal, that is only good for a certain period of time. From information he has heard from the Corporation Counsel, it was clearly indicated that legally after a certain period of time, the property would have to be reappraised.

President Grant said he did not know if the inspection of the property was that important. He said the City of Newark owns in excess of 5 to 6 thousand properties

including vacant lots. When a building is vacated and the City takes it over, an inspector does not go out and secure that building. To inspect the building in August 1983 and say it is in decent, livable conditions and then not advertise that building for sale until 1985 is ridiculous and ludicrous. If they are going to inspect the building today, determine that it is City-owned property and put it up for sale so it can be put back on the tax rolls, that is one thing. If not, it might be worth \$50,000. today, but two years later when the City is ready to sell it, it might not be worth \$2.00.

Councilman Tucker said the issue they are talking about is when you get the information on the property and how you can effectively utilize it. If you get that information in September, you are in a position to say "Is it worthwhile to maintain that building from September through December and expend city funds?" and you are having a professional tell you if it is worthwhile to do that. The issue is what Real Property does in September through December. He said they should at least know once they get the property if it is worth anything and then Real Property should be able to say what it is worth or whether it should be boarded up. Real Property does not do that.

Councilman Rice reiterated that it needed more discussion.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.
Not Voting: Councilmen Carrino, Payne, Rice.

7-R-bp.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-bf (A.S.), DECEMBER 8, 1982, CONTRACT WITH IRONBOUND EDUCATIONAL AND CULTURAL CENTER, FOR PURPOSE OF RENOVATING 184 EDISON PLACE, NEWARK, BY INCREASING TOTAL FUNDS FROM \$29,700. TO \$42,200.; ADDITIONAL FUNDS IN AMOUNT OF \$12,500. ARE REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.
(A.S.)

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL AT PUBLIC AUCTION 131 VEHICLES, PER ATTACHED SCHEDULE A, NOT NEEDED FOR PUBLIC USE, ON JULY 30, 1983, AT 10:00 A.M., DIVISION OF MOTORS, 36 VICTORIA STREET AND THEREAFTER AT THE FIRE TRAINING ACADEMY, JERSEY STREET, NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

7-R-br.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE LEASING OF COMMERCIAL/INDUSTRIAL PREMISES KNOWN AS 222-24 ORATON STREET, BLOCK 729, LOTS 79, 80, NEWARK NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-14 (a) AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE LEASING OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

Absent During Roll Call: Councilman James.

7-R-bs.
(A.S.) RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE LEASING OF COMMERCIAL/INDUSTRIAL PREMISES KNOWN AS 195 BLOOMFIELD AVENUE, BLOCK 536, LOT 1, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-14(a) AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE LEASING OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilmen Branch, Payne.

7-R-bt.
(A.S.) RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE LEASING OF COMMERCIAL/INDUSTRIAL PREMISES KNOWN AS 261 SOUTH ORANGE AVENUE, BLOCK 262, LOT 62; 453-57 SOUTH 7TH STREET, BLOCK 303, LOT 19; 35-37 GRAFTON AVENUE, BLOCK 771, LOT 1; 247 PESHINE AVENUE, BLOCK 2706, LOT 1, 256 WARREN STREET, BLOCK 408, LOT 1, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-14(a) AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE LEASING OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

7-R-bu.
(A.S.) RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT NINTH YEAR (HCDA IX), FROM REPROGRAMMABLE FUNDS, SALARIES AND WAGES, OTHER EXPENSES-\$800,000. TO COMMUNITY CLEARANCE, SALARIES AND WAGES-\$528,960.21, OTHER EXPENSES-\$271,039.79, TOTALLING \$800,000.; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with the Business Administrator requesting the addresses and number of buildings boarded up in the City by this program, addresses and number of buildings cleaned up for bricking up, addresses or locations of lots cleaned; further requesting the Business Administrator to submit a complete list of buildings demolished within the last six months both by Team Demolition and Contract Demolition as well as buildings boarded up was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Payne.

7-R-by.
(A.S.) RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, COMPREHENSIVE EMPLOYMENT AND TRAINING ACT, TITLE IV, SUMMER YOUTH EMPLOYMENT PROGRAM (1982-83), \$4,512,298.; ITEM AVAILABLE FROM UNITED STATES DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

- 7-M-a. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH SENATOR WILLIAM BRADLEY, SENATOR FRANK LAUTENBERG AND CONGRESSMAN PETER W. RODINO, JR. SUPPORTING A DELAY OF AT LEAST ONE YEAR IN DEPLOYMENT OF THE CRUISE AND PERSHING 2 MISSILES IN WESTERN EUROPE was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes;
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-b. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE AUGUST MEETING URGING THE PRESIDENT AND BOARD OF DIRECTORS OF NEWARK'S SYMPHONY HALL CORPORATION TO PROHIBIT ALL APPEARANCES, CONCERTS, SHOWS, PRODUCTIONS AND PERFORMANCES BY ANY ARTIST WHO HAS ENTERTAINED BEFORE THE APARTHEID SYSTEM OF SEGREGATION IN THE REPUBLIC OF SOUTH AFRICA AND TO INCORPORATE WITHIN THE NEXT LEASE AGREEMENT BETWEEN THE CITY OF NEWARK AND NEWARK SYMPHONY HALL CORPORATION PROVISIONS WHICH WOULD PROHIBIT ALL APPEARANCES, CONCERTS, SHOWS, PRODUCTIONS AND PERFORMANCES BY ANY ARTIST WHO HAS ENTERTAINED BEFORE THE APARTHEID SYSTEM OF SEGREGATION IN THE REPUBLIC OF SOUTH AFRICA was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes;
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-c. A MOTION COMMENDING GOVERNOR KEAN FOR HIS APPOINTMENT OF HENRY F. HENDERSON, JR., AS THE FIRST BLACK COMMISSIONER OF THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.

- 8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 27, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT 'AN ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENT AND PROJECTS ARE DEFINED IN THIS ORDINANCE,' REVISED ORDINANCES OF THE CITY OF NEWARK 10:11-1, ET SEQ.
(Ordinance provides for time limitation of not later than the sixty days including Saturdays and Sundays following completion of the purchase for tax abatements)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the August 10, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 27, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EDISON PLACE."

(Deleting Edison Place, Both sides, from Broad Street to Lawrence Street
Both sides, from McCarter Highway to Ferry Street,
South side, from Lawrence to McCarter Highway.

Adding Edison Place, Both sides, between Broad Street and Ferry Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 10, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-c.
(A.S.)

The City Clerk presented PROPOSED, "ORDINANCE TO AMEND RULE V OF SECTION 2:15-1, AGENDA, TITLE 2, CITY ADMINISTRATIVE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, REQUIRING MATTER TO BE SUBMITTED TO THE COUNCIL BY THE MAYOR OR BUSINESS ADMINISTRATOR BE DELIVERED TO THE CLERK AT LEAST 56 BUSINESS HOURS PRIOR TO EACH COUNCIL MEETING IN ORDER TO BE CONSIDERED AT THAT MEETING."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 10, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.
(A.S.)

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 5, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND SECTION 1 AND SECTION 8 OF ORDINANCE 6-S & F-be, ADOPTED AUGUST 11, 1982, BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, ENTITLED, 'AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A LEASE AGREEMENT ON BEHALF OF CITY OF NEWARK WITH THE REDEEMER LUTHERAN CHURCH LOCATED AT 664 BROADWAY, IN THE CITY OF NEWARK, NEW JERSEY, FOR THE PERIOD OF NINE (9) MONTHS COMMENCING JULY 15, 1982 TO APRIL 30, 1983, AT A RENTAL OF \$600. PER MONTH,' BY EXTENDING LEASE AGREEMENT FOR TWO MONTHS, ENDING JUNE 30, 1983."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 10, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.
(A.S.)

The City Clerk presented PROPOSED, "ORDINANCE AMENDING CHAPTER 11, OF TITLE 15, NON-RESIDENTIAL PROPERTY MAINTENANCE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REQUIRING ALL BUSINESSES TO FILE EMERGENCY PHONE NUMBERS WITH THE DEPARTMENTS OF POLICE AND FIRE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 10, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JUNE 13, 1983, ENCLOSING PROPOSED "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LESSEE, AND NORTH JERSEY COMMUNITY UNION, SUB-LESSEE FOR PREMISES COMMONLY KNOWN AS 101 LUDLOW STREET, A PORTION OF BLOCK 3764, LOT 1, FOR THE SUM OF ONE DOLLAR (\$1.00), PER YEAR FOR A PERIOD OF TWENTY-FIVE (25) YEARS WITH A SIXTEEN (16) YEAR OPTION TO RENEW."

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said they had received a letter from Health and Welfare Director Cherot and a supplementary letter from Assistant Business Administrator Banker indicating the City will no longer fund this center. The net result is the City's contribution will be to give them a long term lease. He said it was requested the ordinance be amended by changing the lease to 25 years.

A motion to amend the ordinance by changing the term of the lease from one year to twenty-five years with a sixteen year option to renew and directing the City Clerk to place this ordinance on the August 10, 1983 Calendar of the Municipal Council and invite Corporation Counsel Teare, Health and Welfare Director Cherot and Mayor's Policy and Development Office Executive Director Jean to the August 9, 1983 pre-meeting was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from June 14, 1983 to June 27, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Parent-Teachers Association	8735 (Amended)
St. Martin Depores Educational Association of	
Queen of Angels School	8736 (Amended)
Anshe Luborowitz Sisterhood	8757 (Amended)
St. Casimir's Parent Teachers Association	8946
Eastern Rite Mission of the Most Holy Redeemer	
of the State of New Jersey	8948
St. Benedict's Booster Club	8952
Parent Association of St. Benedict's Elementary	
School	8953

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
New Hope Baptist Church	8934
New Eden Baptist Church	8936
Newark Day Center	8947
St. Stephen's Church	8949 to 8951
Association of Friends & Employees of St. Michael's	
Medical Center	8954

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

July 6, 1983

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Ms. Laura Grant said she had met with the Business Administrator and he had told her that it was up to the Council to waive this or change the ordinance.

President Grant said they would meet with Administration and suggested she contact his office.

Councilman Rice said it is not for this Council to waive anything because the ordinance does not allow a waiver. He said the Council could create new legislation, but he did not want Ms. Grant to leave with the impression that this Council could do something immediately without changing the law.

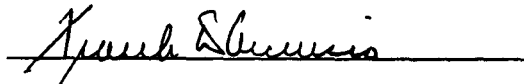
President Grant said this body is the Governing Body of the City. He said they can do whatever they feel is in the best interest of the residents of this City whether the Law Department approves of it or not. He said they have been guided by their opinions and decisions but certainly this a matter that is an exceptional one. He requested Ms Grant contact him.

ADJOURNMENT.

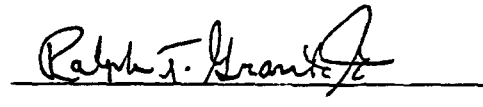
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The meeting adjourned at 5:30 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:25 P.M.

The City Clerk called the meeting to order and asked for roll call.

Present: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

The City Clerk announced due to the absence of President Grant, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman Sharpe James, Temporary President, was made by Councilman Martinez, seconded by Councilman Payne.

There were no further nominations.

The motion to elect Councilman Sharpe James, Temporary President, was adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

Temporary President James stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 11, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated July 11, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Wednesday, July 13, 1983, at 2:00 P.M., or as soon thereafter as Council can convene to consider the following legislation:

1. Resolution authorizing the award of a contract for the maintenance of HVAC systems in 31 Green Street.
2. Resolution authorizing the solicitation of bids for the maintenance of the Magnuson M80/32 computers.
3. Resolution authorizing the award of contracts for demolition of unusable buildings.
4. Resolution authorizing the representation of Counsel for the Mayor and the Municipal Comptroller in certain pending litigation.
5. Resolution authorizing the award of a contract to New Hope Development Corporation - Minority Contractors.
6. Resolution authorizing the award of a contract to Newark Economic Development Corporation.
7. Resolution authorizing the award of a contract to Urban Development Resources.
8. Resolution authorizing the award of a lease to the highest bidder for certain City-owned properties.

City Clerk D'Ascensio noted that Item #6, in the call of the meeting from the Mayor, has not been received, therefor, no action will be required.

RESOLUTIONS.

7-R-a.

RESOLUTION RATIFYING CONTRACT WITH AERODYNE ENGINEERING, INC./HI RISE ENGINEERING, INC., FOR PERIOD JULY 1, 1983 TO JULY 13, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH AERODYNE ENGINEERING, INC./HI RISE ENGINEERING, INC., 845 U.S. HIGHWAY #46, P.O. BOX 828, CLIFTON, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, TO PROVIDE HVAC SYSTEM FOR 31 GREEN STREET (SERVICE AND MAINTENANCE TO INSURE CORRECT EQUIPMENT FUNCTIONING FOR THE HEATING, VENTILATING AND AIR CONDITIONING SYSTEM, FOR PERIOD JULY 14, 1983 TO JUNE 30, 1984, IN SUM OF \$50,000.; \$15,000. ENCUMBERED IN 1983 BUDGET OF DIVISION OF PUBLIC BUILDINGS AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

7-R-b.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR MAINTENANCE FOR MAGNUSON PROCESSOR M80/32 COMPUTERS, DEPARTMENT OF FINANCE, DATA PROCESSING - CONTRACT ADMINISTRATION; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

7-R-c.

RESOLUTION REJECTING BID OF GIORDANO COMPANY, INC., FOR PROPERTIES KNOWN AS 42, 44 ORIENTAL STREET, SINCE CONTRACTOR INSPECTED AND SUBSEQUENTLY BID ON WRONG PROPERTIES; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT 83-25 DEMOLITION OF BUILDINGS, (APPROXIMATELY 55) WITH A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, 9 STRUCTURES, TOTALLING \$53,893.; BUJAC DEMOLITIONS, INC., 58 BURNETT TERRACE, WEST ORANGE, 260 SPRINGFIELD AVENUE, TOTALLING \$11,994.; V. OTTILIO & SONS, 555 PRAKNESS AVENUE, PATERSON, 5 STRUCTURES, TOTALLING \$15,535.; ARTKO WRECKING CO. INC., 117 PROSPECT AVENUE, BAYONNE, 3 BROAD STREET, TOTALLING \$5,200.; PETER JUZEFYK EXCAVATING CO., INC., 428 EDGAR ROAD, ELIZABETH, 10 STRUCTURES, TOTALLING \$66,600.; GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, NEWARK, 6 STRUCTURES, TOTALLING \$39,656.; A. AMBROSIO & SONS INC., 3199 KENNEDY BOULEVARD, JERSEY CITY, 7 STRUCTURES, TOTALLING \$34,800.; V & L CONTRACTORS, 1097 BROADWAY, BAYONNE, 8 STRUCTURES, TOTALLING \$75,500. AND CONTROL DEMOLITION, INC., 103 EAST 25TH STREET, BAYONNE, 2 STRUCTURES, TOTALLING \$27,216., ALL LOWEST RESPONSIBLE BIDDERS, SUBMITTED IN ACCORDANCE WITH SPECIFICATIONS; FUNDS PROVIDED BY 1983 ADOPTED BUDGET/ CONTRACT DEMOLITIONS AND H.C.D.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker questioned why were they rejecting and authorizing within one resolution.

City Clerk D'Ascensio replied that is the way it was submitted.

Councilman Rice felt that in the future they should come up individually.

Councilman Payne noted that earlier in the year he raised a question about the disproportionate number of structures in the South Ward which are embodied in these resolutions. He was disturbed at the fact that there was no equity in the manner in which these properties were demolished. He questioned Director Zach about the process to which he replied there were five or six different criteria. He will go along with this resolution but he reiterated that there has been a disproportionate

amount of demolition in the South Ward.

City Clerk D'Ascensio pointed out that a letter was sent out pursuant to the directions of the Council, requesting that Council be notified of what buildings are going to be demolished prior to legislation being submitted.

Temporary President James directed the City Clerk to forward remarks made by Councilmen Payne, Rice and Tucker to the appropriate officials.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

7-R-d.

RESOLUTION AUTHORIZING MAYOR TO EXECUTE CONTRACT WITH HANNOCH, WEISMAN, STERN, BESSER, BERKOWITZ AND KENNY, 744 BROAD STREET, NEWARK, FOR PURPOSE OF REPRESENTING KENNETH A. GIBSON, IN THE MATTER OF EMIL OXFELD d/b/a ROTHBARD, HARRIS & OXFELD, ESQS., VS. KENNETH A. GIBSON, ETC. ET AL, DOCKET NO. 1-34137-83E, PURSUANT TO ORDER ISSUED JUNE 17, 1983, BY HONORABLE PAUL B. THOMPSON, JUDGE OF THE SUPERIOR COURT; FOR SUM NOT TO EXCEED \$5,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker questioned whether the resolution cites the City Council ordinance relating to the hiring of outside attorney?

City Clerk D'Ascensio replied in the negative.

Councilman Tucker indicated he will move to amend this resolution by inserting a paragraph citing the ordinance pertaining to the hiring of outside attorney, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.
Not Voting: Councilman Carrino.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by Temporary President James and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.
Not Voting: Councilman Carrino.

7-R-e.

RESOLUTION RATIFYING CONTRACT WITH MINORITY CONTRACTORS AND CRAFTSMAN TRADE ASSOCIATION FOR PERIOD JUNE 1, 1983 TO JULY 13, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH MINORITY CONTRACTORS AND CRAFTSMAN TRADE ASSOCIATION (NEW HOPE DEVELOPMENT CORPORATION) TO PROVIDE TRAINING TO MINORITY CONTRACTORS, FOR PERIOD JULY 14, 1983 TO MAY 31, 1984, FOR SUM TOTALLING \$149,252.40; FUNDS FROM HOUSING AND COMMUNITY DEVELOPMENT ADMINISTRATION, (HCDA IX)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

7-R-f.

RESOLUTION RATIFYING CONTRACT WITH URBAN DEVELOPMENT RESOURCES OF NEWARK INCORPORATED, FOR PERIOD JULY 1, 1983 TO JULY 13, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH URBAN DEVELOPMENT RESOURCES INCORPORATED, FOR PURPOSE OF PROVIDING ADMINISTRATIVE COSTS TO IMPLEMENT NEIGHBORHOOD STABILIZATION AND REVITALIZATION PROGRAMS FOR LOW AND MODERATE INCOME RESIDENTS, FOR PERIOD JULY 14, 1983 TO JUNE 30, 1984; FOR SUM TOTALLING \$2,341,411.50; ADMINISTRATIVE FUNDS - FY IX IN AMOUNT OF \$792,000.; PROGRAMMATIC FUNDS FROM H.C.D.A. FY I, II, III, IV V, VI, VII AND VIII IN AMOUNT OF \$1,543,411.50

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne.

Councilman Rice stated for the record that he has spoken to Administration and has reservations about casting an affirmative vote on this resolution unless housing comes into the West Ward community. Based on what is being submitted the North and South Wards are being targeted for this particular housing and he has been assured they will be taking a look at the West Ward. In the event they don't come up with some proposals parallel to this, he will personally move to block with the West Ward citizens, the construction.

Councilman Tucker, through the Chair, requested the City Clerk to communicate with Executive Director Faiella, Newark Economic Development Corporation and President Smith, Urban Development Resources Corporation requesting a report be submitted by these two agencies of the accomplishments during the last year and plans for the coming year; further inviting them to meet with the Council at their pre-meeting conference August 9, 1983 to discuss these matters in detail.

The motion to adopt the resolution was declared adopted by Temporary President James by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

7-R-g.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE LEASE AGREEMENTS ON BEHALF OF CITY OF NEWARK WITH DELIVERANCE EVANGELISTIC CENTER, INC., HIGHEST BIDDER, FOR LEASING OF NON-RESIDENTIAL PROPERTIES, PREMISES KNOWN AS BLOCK 297, LOTS 7-8, 29, 12, 13-14, 15 AND 19, 24-36 16TH AVENUE, 327-329 BERGEN STREET, 360 SPRINGFIELD AVENUE, 362-364 SPRINGFIELD AVENUE, 366-370 SPRINGFIELD AVENUE AND 372-376 SPRINGFIELD AVENUE, BASED UPON RESOLUTION 7-R-d1 (A.S.), JUNE 22, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR HILL, CHIEF OF STAFF SMITH, MAYOR'S OFFICE, DIRECTOR THOMPSON, OFFICE OF PLANNING AND GRANTSMANSHIP, EXECUTIVE DIRECTOR JEAN, MAYOR'S POLICY AND DEVELOPMENT OFFICE, EXECUTIVE DIRECTOR FAIELLA, NEWARK ECONOMIC DEVELOPMENT CORPORATION, PRESIDENT SMITH, URBAN RENEWAL RESOURCES DIRECTOR ZACH, DEPARTMENT OF ENGINEERING, ACTING TAX COLLECTOR JOSEPH, TAX ASSESSOR FRISINA, CORPORATION COUNSEL TEARE AND ASSISTANT CORPORATION COUNSEL SCHWARZ TO MEET WITH THE MUNICIPAL COUNCIL FOR THE DISCUSSION OF THE DEVELOPMENT OF A MUNICIPAL DESIGN FOR CONSTRUCTION OF INDIVIDUAL UNATTACHED MODULE ONE AND TWO FAMILY HOMES, ON TUESDAY, JULY 19, 1983, AT 9:30 A.M., COUNCIL CONFERENCE ROOM, ROOM 304, CITY HALL, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President James by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

July 13, 1983

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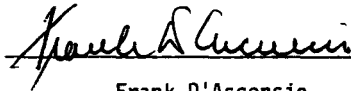
Councilman Rice, through the Chair, requested the City Clerk to communicate with Director of General Services Toma, requesting that the pictures hanging in the Council Chamber be straightened out.

ADJOURNMENT.

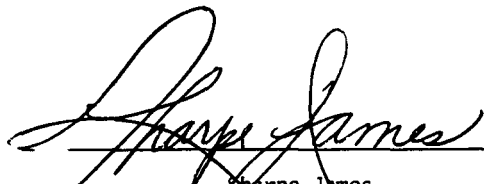
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani,
Temporary President James.

This meeting adjourned at 2:45 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Sharpe James
Temporary President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:10 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail, the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on July 8, 1983 and July 15, 1983, at the time of preparation. All persons who prepaid for advance notices of meetings also received copies of the schedule and agenda as required by law.

The City Clerk read letter dated July 8, 1983, from Hon. Ralph T. Grant, Jr., President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, July 19, 1983, at 10:00 A.M., or as soon thereafter as Council can convene to consider the following legislation:

Ordinance establishing an annual allowance in lieu of expenses for Members of the Municipal Council of the City of Newark, New Jersey.
(6-Ph, S & F-i deferred July 6, 1983)

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977 as amended and supplemented. (To adjust salaries for President of the Municipal Council and Councilman)
(6-Ph, S & F-j deferred July 6, 1983)

The City Clerk read letter dated July 15, 1983, from Hon. Ralph T. Grant, Jr., President of the Municipal Council, adding the following legislation to the special meeting scheduled for July 19, 1983:

Resolution authorizing Director of Finance to refund \$750. on deposit to Committee to Re-elect Eugene H. Thompson, P. O. Box 1345, Newark, New Jersey, required by Ordinance 6-S & F-i, dated February 18, 1981, as amended.
(Ordinance regulating the posting of political campaign signs)

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-a.(S-1)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.
(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani.

Councilman James stated he would like to make an amendment to Councilman Tucker's motion, with his permission, in view of the fact several citizens have indicated they wished to speak at this time. His motion, prior to Councilman Tucker's motion, would be to vote on reconsideration of the motion to close the public hearing which then would allow the citizens an opportunity to be heard.

Councilman Tucker said there would be no problem withdrawing his motion so at least Councilman James could make his motion to allow the citizens to speak.

July 19, 1983 #1

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President Grant declared that Councilman Tucker had withdrawn his motion at this time and Councilwoman Villani withdrew her second to the motion.

A motion to reconsider action on this ordinance and to open the public hearing for same was made by Councilman James, seconded by Councilman Rice.

Councilman Tucker said he did not believe, in any way whatsoever that an opening of a public hearing on a matter at this point which has not been totally decided by the Council is going to make a tremendous amount of difference. He knows they had a public hearing at the last meeting. People were allowed the opportunity to speak. He said at that time the determination of the Council was four persons in favor of the motion, two who abstained and the balance voted No. He said the Council must make a decision and he did not believe it would make a difference whether the citizens participate and again reaffirm the fact they want to make their opinions known is not going to make a tremendous amount of difference. He said he felt the citizens had adequate opportunity to speak. He said he did not believe there is a difference in regard to the opinion of the Council. He questioned to what degree would the citizens' input make a difference at this point since they already had input at the last meeting.

Councilman Branch said if the Council is going to be consistent in what they do, they are going to have to stick to what they are doing. He said sometimes there are exceptions, but how many times can you continue to make exceptions when you have your constitution and by-laws to be guided by. He said he has no problems with people speaking but if you do it today, then you'll have to do it again. You can't just do it for one and not do it for another. A decision will have to be made and this Council will have to stand by that decision.

President Grant stated for the record at the last public meeting there were two opportunities presented to the public where they could have been heard. One was when the ordinance was introduced and the other was under Hearings of Citizens. At that time many persons addressed this body. While it is the policy of the Council to follow Roberts' Rules of Order Parliamentary Procedures, it does permit a Member of the Governing Body to request that something be reopened. Councilman Tucker has withdrawn his motion for deferment and Councilman James has made a motion and it has been seconded.

President Grant asked for a roll call.

The motion to reconsider action on this ordinance and to open the public hearing was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice.

No: Councilman Branch.

Not Voting: Councilmen Tucker, Villani, President Grant.

A motion to open the public hearing on the question of pay raises allowing the citizens to speak at this time was made by Councilman James, seconded by Councilman Rice.

Councilman Carrino questioned since the public hearing was going to be opened and Councilman Tucker had asked for the ordinance to be deferred, couldn't the restriction be removed but not have the public hearing until such time as discussion would be held. He said it has already been established that there is a move to defer these two ordinances. He said the public hearing should be held when these ordinances come up.

Councilman Payne said the public hearing should be held at the time the ordinance will be heard. He said he felt the ordinance should be voted up or down at one time and the Council should get on with the other business of the City. He stated continual deferments is not in the best interest of moving on with the government of the City.

City Clerk D'Ascensio stated that a date for holding the public hearing should be stipulated to provide for the advertising so that the public at large would be aware of it rather than only those present in the Chamber.

President Grant said this would afford the entire public another opportunity, in fact, they do not have to write in, they can just appear on any public ordinance as opposed to Hearings of Citizens. He said the motion has been carried and the suggestion by Councilman Payne is in order. Councilman Tucker earlier moved to defer the matter which in his opinion would have eliminated the necessity at this point for public speaking. He asked if there was a subsequent motion.

Councilman Tucker stated that Councilman James' motion was to allow the people here today to speak as the item is before the Council at this time.

Councilman Rice said he believes strongly in the First Amendment and that inherent in that right is the opportunity to be heard. He said he did not know what was reasonable or what was not reasonable. He would assume that perhaps an extension of that right to try to determine a reasonableness that would possibly allow at least some if not all of the speakers today, an additional opportunity to come before this body.

President Grant stated there appeared to be seven people in the audience who wished to be heard. He said he would entertain a motion for the limiting of the number of speakers.

Councilman James said his motion is on the floor and he would accept the amendment being posed by the Council President. He said his original motion which is on the floor, which was seconded by Councilman Rice, is to allow citizens to speak. He said he would accept the amendment of the Council President that it be limited to seven hands that were made visible.

A motion to open the public hearing on the question of pay raises and allow seven citizens to speak was made by Councilman James, seconded by Councilman Rice.

Councilman Tucker said the ordinance is currently on public hearing. He said whoever wants to speak should be permitted to speak. He noted that under existing statutes and existing ordinances once that public hearing has been opened the people should be given the opportunity to speak. He said they have voted to let the people speak and the number cannot be limited.

Councilman Carrino said he concurred with Councilman Tucker. Since the vote was to open the public hearing everyone should be permitted to speak.

The motion to open the public hearing was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani.

No: Councilman Tucker.

Not Voting: President Grant.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY said he did not appear before this Council with any hope of influencing the decision of the Council as it was evident that the Council intends to approve this ordinance regardless of any protest by the citizens. He said to propose this ordinance at this time is irresponsible behavior and the manner in which it has been presented is at best devious, not to say reprehensible. He stated Newark citizens are losing confidence in the Administrative branch of their Government and by passage of this ordinance the Council would move to destroy their respect for the Legislative branch and their confidence in this Council.

MR. JEFF DYKES, 275 SCHLEY STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the fact that Council was proposing a raise when they had received one in 1979. He further stated that he felt the proposed salary increase should be used for other needs.

President Grant said there are nine members on this Body. He said it is true in the record that the Council received its last raise in the year 1979. He thinks to some extent it has been erroneously reported in the news media that the Council is heaping upon itself a hefty 20% or 27% raise. He said what the Council has actually proposed at this time is a 5% per year raise, not a 20% all at one time. It does amount to 20% but it is a 5% raise.

MR. ISAAC MUHAMMAD, 665 SOUTH 15TH STREET, NEWARK, NEW JERSEY, expressed his opposition to the pay increases for the Municipal Council. He said he was appealing to the Members of the Council today, on behalf of the People United in the Public Interest, the Isaac Muhammad Civic Association, to vote "No" on the salary increases.

President Grant directed that an excerpt of Mr. Muhammad's remarks be forwarded to each Member of the Council.

July 6, 1983

MR. ALLEN KING, 47 QUITMAN STREET, NEWARK, NEW JERSEY, said he was present today to inform the Council that the citizens of Newark are against the salary increases considering the conditions of Newark. He questioned the freshmen Councilmen getting a 20% increase. He further stated that Council needs to revamp their ideas, take into consideration the entire problems the citizens are facing and use good judgement.

Councilman Carrino questioned the City Clerk if a pay increase was voted on for a 5% retroactive to 1979 would all nine Council Members presently sitting receive that pay increase.

City Clerk D'Ascensio stated the ordinance presently provides for this salary to be paid as of January 1, 1983.

Councilman Carrino queried if the all of the nine present Council Members would receive the same increase back to 1979 or would the Councilmen elected in 1982 only get an increase back to 1982.

City Clerk D'Ascensio responded they would get the salary in force and effect at the time any ordinance affecting their salaries would be adopted.

Councilman Carrino said for clarification the three freshmen Councilmen would not get the 5% for '79, '80 or '81. He said that would be totally illegal for somebody who was not a Councilman to get a raise back before they were a Councilman. Even though the ordinance says retroactive 5% to 1979, the Councilmen who were elected in 1982 would not get that 5% a year back to 1979.

Councilman Rice stated for the record because when the press prints they print what they hear. When you say freshman you are stereotyping people. He wants to make it clear that you check the records again because he gets offended because he is a person. He said if they are going to single out folks in one respect then they should think about doing it in other respects too. He does not like being stereotyped. He does not mind pressure, good press or bad press but he does not like being stereotyped.

Mr. King suggested that the Council entertain a resolution calling for a 5% increase for the upcoming year of 1984 and leave the expense area as is. This gesture would express to the citizens of Newark that the Council is sensitive, caring and understanding and concerned with their problems.

MS. WILA MC CLAIN, 77 TILLINGHAUST STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the tax burden the salary increases would impose on the taxpayers.

MR. SHAHID WATSON, 644 SOUTH 10TH STREET, NEWARK, NEW JERSEY, said he understands everybody has to make a living. He said the time has come for the Council to play their roles as leaders in this community. He asked the Council to vote "no" on the pay increases. He asked the Members to come out into the community and see their problems. Mr. Watson questioned if the position of Councilman was a full time job.

President Grant replied the Councilman's job of the City of Newark is full time as ordained by this Council in the year 1978.

Mr. Watson further stated that some of the Council Members have two full-time jobs and he said if they want pay increases they must be there working only one job and that is representing the people of Newark.

Councilman Branch said he wanted to make it emphatically clear that according to the ordinance the Councilman's position is full time when required. He said he would not give up his job for this Council seat. He said they must have respect for each other and there is no guarantee four years from now you will vote for him whether he does good or bad. He gave 30 years, he has been active in the Central Ward and he worked for everybody. He said anyone can come and see him without an appointment. He said everybody is entitled to a 5% increase. He said he is not asking for any raise but just stating his position as a Councilman. He said no one on this Council should be saddled with the massive problems that exist. He queried how much all of them were doing to try to help make it different in the City other than criticizing. He said they have a right to do that but they also have a right to offer something sometime. He said he has never turned his back on anyone.

MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY, said he did not have a knee jerk reaction against pay raises. He said he knows what it is like to work long, hard hours for not enough money. He said most of the Council people put in long, hard hours and are committed to serving the people. He said he felt the 5% increase was no problem, but the retroactive element did pose a problem for many people. He thought it was a mistake politically, fiscally and most importantly symbolically to the people of Newark and he urged very strongly that the Council reconsider the retroactive question. He spoke on the possibility of making the position of Councilman genuinely full time.

Councilman Rice said this is not a statement, pro or con, on outside employment. He said in 1978 he was one of those who said the Council position should be full time because there are full time problems. He said they need to understand what that means. The person in this position needs to put in hours in City Hall and hours in the community and they go far beyond. What a person does with their personal life, to a degree, which is reasonable, legal and ethical should not concern the citizens per se. What should concern the citizens is whether or not the Council is properly serving them. When they speak of 40 hours they should at least look at flexibility also. The demands of the citizens should be services and that is what this Council is mandated to give the citizens.

MS. HILDA JORDAN, 260 WARREN STREET, NEWARK, NEW JERSEY, said she was a District Leader in the Central Ward, 17th District. She asked Council to defer the pay raises and put the money into City Welfare. She said there should be a performance evaluation.

Councilman James said he had not planned to say much on this issue and the record will indicate he has not responded to any citizen. He said he recognized the question of pay raises has always been a matter of concern and quite often controversial part of the Council. He has served on the Council since 1970 when the salary was \$12,000., they had one aide, a common room and no secretary and he has witnessed many changes. The only reason he is responding now is that several Council members have attempted to say that he is responsible for various citizens appearing here today. It was stated to some of the people demonstrating here today, stated behind closed doors in the conference room today. Contrary to what is being said he did not bring Mr. D. J. Henderson, Mr. Cammarieri, Mr. King, Dr. Donato, Mr. Rutan, Mr. Muhammad, Ms. Poch and Ms. Jordan. He said he appreciated the vote of confidence in his organizational ability and skill, but unfortunately it is praise he does not deserve today.

Councilman James stated for the record why these people might be here today. First of all the salary being proposed is 20% for all Council Members. There is no discrepancy on whether they were here in 1980, '81, '82, or '83. The ordinance before them calls for a salary for all Council Members. The only difference is in the Office of the President which they have historically felt deserved more because of the time and hours and responsibilities that office carries which he wholeheartedly supports. He said one reason the citizens might be here that this Council has said that employees of the City of Newark should receive 5% for all the pay raises that have come before them and they have stated there should be no retroactive feature. Although we use retroactive in our 20% it is not part of the ordinance, it is implied but not carried out. If, as granted today and they continue to state philosophically that it is retroactive to 1980, it means that Councilmen Rice, Branch and Payne, who were not here in 1980, would be receiving raises for years they had not served on the Council and some members have stated that. They might be here because the measure was introduced at 2 A.M. in the morning as an "added starter" when many of the citizens had gone home or because when it was voted down at a day meeting, thereafter, when the citizens left again this questionable piece of legislation was brought back, the public hearing was closed and there is now a special meeting today. He said even this morning it would stand to reason if they had a 10 A.M. meeting and a 12 P.M. meeting they would have convened the 10 A.M. meeting prior to the 12 P.M. meeting, once again allowing discussion of this matter at their pre meeting conference. He said the citizens might be here because Ms. Barbara Kukla and Mr. Ken Woody have written extensively on the question of the pay raises and he appreciates those giving him credit for being able to control the "Star Ledger" because he has been trying for 13 years and has failed. He said WNJR had hosted a talk show about the raises and someone had warned him that he should be fearful because they are "coming after you." He said maybe the citizens are here because as Councilman Martinez informed him, the citizens have received a 15% increase in their property tax and under those conditions some citizens might feel a pay raise at this time might be inappropriate. He said he is not sure why the citizens are here, but he thinks for them to continue to believe the citizens of Newark are dumb. do not read, do not listen to the media, are not intelligent enough to know what is going on and do not follow issues. He said it is insulting to them as Council

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Members and insulting to the community. He said as they continue to say that their community is ill informed, then who do they represent. He stated for the record why he has been historically opposed to the pay raises. It is for none of those reasons. It is for reasons no one has ever asked him. He said he has never embraced the philosophy that individuals might not have two jobs and still perform. In America today people have two jobs in order to survive. Because you do not have another job is no indication you are doing one job. He has seen Councilpersons put 100 hours a week in Newark City Hall and they are not here today. He has seen others who have other careers put more hours in and do the job and they are here today. There is no guarantee because you devote full time to a job that you are doing a job. He is not of the opinion that with the way the economy is today that individuals cannot serve the public in two positions. He said the day they say they do not want other individuals who are successful in public life and have other careers not to serve on the City Council would be an injustice to the City of Newark. He would not want them to say that no Doctor, Lawyer, Administrator, Entrepreneur should not serve on the City Council. If they truthfully believe in that philosophy they would be here for a 50 or 60% raise, because then this job would have to pay for individuals who are qualified and competent so they do not have to accept or hold any other position. He said when he came on this Council the salary was \$12,000. and he was making more than that as a school teacher in the City of Newark. If he was able to do both and still perform in the best interest of the public that should be their concern.

Councilman James continued that the reason he has opposed pay raises is that when he decided to run in 1970 and to seek re-election, he knew the salary of the position. No one said you must be a Councilman. No one put a gun to his head to make him run. He knew what the salary was and the awesome responsibilities of the office and he decided to seek that office and he continues to accept that for the term of his office.

Councilwoman Villani said some are for the raises and some are not. She said she had her secretary make a spot check of other urban cities around the country. The following was the information she received. Councilmen in the following areas receive - Detroit-\$40,000., Philadelphia- \$40,000. in 1984, Chicago - almost \$30,000. part time and in New York the salary will be going to \$47,000. She said this tells them that they need good, hardworking people to sit on this Council and solve the problems. She said all they are asking for is a 5% increase, but when it comes to Council Members for some reason the citizens feel they are not deserving. She said in taking a cross section of the country they are average with other urban cities.

MR. RICKY FLOWERS, 356 MADISON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition to the pay increases.

No one else appearing a motion to close the hearing and defer action on the ordinance was made by Councilman Tucker, seconded by President Grant.

Councilman Tucker said he wanted to respond to the public. He said some people raised questions about campaign promises. The best way he can respond is to indicate that when he first sought political office in the City of Newark it was in 1966. Some of the younger people may not understand what took place at that point in time, but it was at the behest of the black people of the City of Newark saying they would like to get more representation within Newark Municipal Government and part of that process was that a convention was called. It was called the Black and Puerto Rican Convention. He said one of the planks at that convention was they wanted people to run for office, but it was also a basic plan of action for people once they get into office. He said one of the planks that existed then indicated that the people they were going to support at that time would serve full time. That was in 1966. He said he would send copies of that to anyone who wanted it. He said he took an oath of office not to the City of Newark but to the people of the City of Newark at that time. He was not successful in being elected in 1966, but he committed himself to deal with the value system that existed at that time. In 1979 there was a reaffirmation of the Black and Puerto Rican convention and they should look at the platform of that convention which was a reaffirmation of 1966 which indicated they wanted elected officials to serve full time. In 1970 he was not elected, but some of the members of the community choice team were. In 1974 he was elected Councilman-At-Large and the basic premise of serving people

full time from his standpoint was adopted by him and is a philosophy he truthfully believes in. When he says full time he is not talking about 9 A.M. to 5 P.M. He believes if you are going to serve and be in a position to change policy within this City you have to be here full time and not basically have other outside employment. If you look at the Council that was elected in 1970, you will notice the Council played a major role. Whether they politically agreed with the Council in 1970, you have to deal with the way the Council functioned in 1970 and you will note that how it functioned in 1970 they had the time to research. They put forth a tremendous amount of effort in fighting the Mayor over basic concerns they felt were important and that citizens felt were important. If you look at the actions of the Council and the number of Council Persons who were full time you will find something very interesting when you look at what was accomplished. You will note they did not have a large number of people in 1970 who had full time employment. If you look at 1974 and up to the present, he has no problem facing the realization that at this point in time the vast majority of persons who are currently serving on the Council are in effect part time. He has no problem accepting the realization when the public says to him that it is not right for a person who has two full time jobs to request a raise. He respects that and there is no way of running around that particular reality, but he also understands when you look at the persons who are serving on a full time basis that does not work its way out. Whether they go for a raise of 5% or 10% or 20%, he believes the people have taken the original perspective, twisted it, manipulated it, organized and orchestrated the whole situation so that it does not appear to the public that they are talking about an issue that is full time Council and part time Council. That is the issue they are talking about when they start talking about an increase of 5%. He said it is ludicrous for this Council to vote 5% for all Department Heads, for all union negotiation, for every person who has requested an increment, that they can vote that and say it is an equitable reimbursement because of inflation. He said it is ludicrous to vote affirmatively on that and when it comes time to vote 5% for Members of the Council that it is too much.

He continued that whether the Council gets a 5% raise or not, it will not resolve the issue of police. He said everyone knows the Council does not hire police. That is clearly the responsibility of the Mayor. Whether or not Council receives the increase, it will have little relevancy in regard to the development of housing. When Ronald Reagan got elected that eliminated the Section 8 program. It will have little relevancy on cleaning the city, which most of them know is dirty and to a certain degree nasty. That is an administrative problem that the Mayor has to address and everyone knows the Council's position on the entire issue. Whether they deal with the whole question of crime, education, housing, those issues were not related to a 5% raise for the Council. He said the net result of what he is saying is they have allowed a simple matter of a 5% raise to become a major political issue within the City of Newark and that is the silliest thing on the face of the earth. If they want to concentrate on an issue that deals with Council accountability, then concentrate on whether there is a full time or part time Council. If they want to deal with whether or not Councilpersons are responding to their needs then clearly deal with that. He said they should not allow a simple matter of a 5% raise become a major political issue within that covers the entire City. Whether they like it or not Ronald Reagan is still in the White House, the Mayor in his wisdom does not want to deal with the hiring of additional police. He said he is glad they are talking about reallocating police resources. He said the Council does not push a broom to clean up the city. If they want to they can blame everything directly on the City Council. If they feel the Council does not deserve a raise, then state that, but look at the total issue as it has nothing to do with whether services are provided, whether you evaluate a person being in office a year or any other points.

Councilman Payne said there are many problems that need to be dealt with in the City. Initially he was opposed to the raise and he is opposed to it now, but he feels they are dealing with this issue too long and should move on this ordinance one way or another.

No one else appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.
No: Councilmen James, Payne, Rice.

6-S & F-b. (S-1)

The City Clerk: the following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977 AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES FOR PRESIDENT OF THE MUNICIPAL COUNCIL AND COUNCILMAN)

(President, Municipal Council	1/1/83	\$32,400. - \$32,400.
Councilman	1/1/83	29,400. - 29,400.)

(Copy of ordinance submitted to each Member of the Council)

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing a motion to close the hearing and defer action on the ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.
No: Councilmen James, Payne, Rice.

RESOLUTIONS.

7-R-a. (S-1) RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND \$750. ON DEPOSIT TO COMMITTEE TO RE-ELECT EUGENE H. THOMPSON, P.O. BOX 1345, NEWARK, NEW JERSEY, REQUIRED BY ORDINANCE 6-S & F-1, DATED FEBRUARY 18, 1981, AS AMENDED. (ORDINANCE REGULATING THE POSTING OF POLITICAL CAMPAIGN SIGNS)

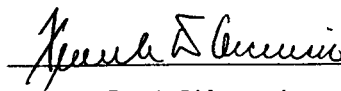
A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.


ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 1:50 P.M.

APPROVED:


Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:51 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on July 15, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated July 15, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, July 19, 1983, at 12:00 Noon, or as soon thereafter as Council can convene to consider seven pieces of legislation.

RESOLUTIONS.

7-R-a.
(S-2) RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO AN AMENDMENT #3 OF THE CONTRACT WITH EMANUEL SENIOR CITIZENS, FOR PURPOSE OF INCREASING FUNDING AMOUNT FROM \$88,529. TO \$105,029. (\$16,500. INCREASE); ALL OTHER PROVISIONS SHALL REMAIN UNCHANGED. (RESOLUTION 7-R-bq, September 16, 1981)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-b.
(S-2) RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING TO ENTER INTO AN AMENDMENT #1 OF THE CONTRACT WITH WALTER K. FRYE, P.A., FOR PURPOSE OF PAYMENT IN SUM OF \$4,800. TO THE FOLLOWING CONTRACTS: NEWARK SKILLS CENTER, KRIVIT AND KRIVIT AND ASSOCIATION FOR RETARDED CHILDREN; ALL OTHER PROVISIONS SHALL REMAIN UNCHANGED; SOURCE OF FUNDS FOR AMENDMENT - COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978. (RESOLUTION 7-R-c, MARCH 24, 1981)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-c.
(S-2) RESOLUTION RATIFYING CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR PERIOD JULY 1, 1983 TO JULY 19, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION FOR PROVISION OF ADMINISTRATIVE FUNDS TO ACT AS THE LIASION BETWEEN COMMERCIAL AND INDUSTRIAL BUSINESSES FOR THE CITY OF NEWARK, FOR PERIOD JULY 20, 1983 TO JULY 30, 1984; NEWARK ECONOMIC DEVELOPMENT CORPORATION SHALL RECEIVE FUNDS TALLING \$680,991.66; FUNDS PROVIDED FROM H.C.D.A. (VARIOUS YEARS).
(Copy of resolution and correspondence submitted to each Member of the Council)

July 19, 1983 #2

July 19, 1983

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-d.
 (S-2)

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO MODIFIED GRANT AGREEMENT (INCLUDING NEWARK ECONOMIC DEVELOPMENT CORPORATION AS A PARTICIPATING PARTY) WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT 8-83-AA-34-C222, TO CONSTRUCT A 12,000 SQUARE FOOT ENCLOSED PRODUCE MALL FOR J AND B PRODUCE ON A SITE AT THE SOUTHWEST CORNER OF MARKET AND MULBERRY STREETS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-e.
 (S-2)

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION, TO FILE AN APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$500,000. UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATIONS. (BERMELON, INC., FOR PURPOSE OF RENOVATING AN EXISTING STRUCTURE, CONSTRUCTION OF A NEW FACILITY AND FOR THE UPGRADING AND EXPANSION OF A MEAT PROCESSING BUSINESS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-f.
 (S-2)

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION, TO FILE AN APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$2,750,000. UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATION. (EXTENDED HEALTH CARE FACILITY, FOR PURPOSE OF CONSTRUCTION OF A NURSING HOME WHICH WOULD HAVE APPROXIMATELY A 180 BED CAPACITY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

Immediately following the adoption of the above resolution, a motion to amend the resolution to reflect the number of beds in the facility and adopt the resolution, as amended was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Villani, President Grant.

At 1:53 P.M., Councilmen James and Martinez excused themselves from the meeting.

July 19, 1983

7-R-g.
(S-2)

RESOLUTION AUTHORIZING MAYOR, IN CONJUNCTION WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION, TO FILE AN APPLICATION FOR AN URBAN DEVELOPMENT ACTION GRANT IN AMOUNT OF \$250,000. UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, WITH THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, IN COMPLIANCE WITH FEDERAL REGULATIONS GOVERNING AID GRANT APPLICATION. (SANDSTONE OFFICE DEVELOPMENT FOR PURPOSE OF CONVERTING THE FORMER SETON HALL LAW SCHOOL BUILDING AT 40 CLINTON STREET INTO FIRST CLASS OFFICE SPACE)

'75

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Payne, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen James, Martinez.


ADJOURNMENT.

12-a.

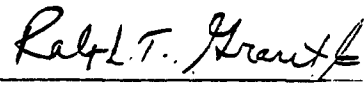
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Payne, Rice, Villani, President Grant.

This meeting adjourned at 1:56 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, August 10, 1983

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P.M.

The prayer was offered by Father Robert Brennan, St. Antoninus Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council; Lieutenant Nicholas Della Valle, Sergeant-at-Arms; Assistant Corporation Counsel Mendez.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda was similarly disseminated on August 2, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to permit the television cameras to film from the main floor of the Council Chamber was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-dp and 7-R-dq at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dp.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING GERALD OWENS, PRESIDENT OF NEWARK LOCAL 1233, INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, FOR HIS CONTRIBUTIONS TO PORT NEWARK AND TO THE COMMUNITY, AND CONGRATULATING HIM ON HIS RECENT ELECTION AS ATLANTIC COAST DISTRICT VICE PRESIDENT OF THE ILA.

Councilman Martinez read the following resolution:

WHEREAS, Gerald Owens, a native of Newark and graduate of local public schools, has served since 1981 as President of Newark Local 1233 of the International Longshoremen's Association, after 10 years as trustee of the local, and was elected Atlantic Coast District Vice President of the ILA on July 13, 1983; and

WHEREAS, Gerald Owens has been a vigorous and effective champion of the rights and best interests of all workers at Port Newark, and has played a leading role in the recent development of Newark as one of the nation's busiest and most modern ports, and a major source of jobs and business activity for the City of Newark; and

WHEREAS, Gerald Owens has worked with the Longshoremen's Association for 25 years, and with great diligence has risen through the ranks and acquired the knowledge and skill which have enabled him to become an outstanding leader not only in the labor movement but in many community groups, and his recent election shows that he has won the highest respect of his colleagues on the East Coast; and

WHEREAS, Gerald Owens has amply demonstrated his devotion to the City of his birth by distinguished service with many organizations, and is a trustee of Metropolitan Baptist Church, scoutmaster of Boy Scout Troop 150, and executive board member of the Essex-West Hudson Labor Council, AFL-CIO, and he serves on a number of boards and committees of the ILA's Atlantic Coast District;

August 10, 1983

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NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Gerald Owens, President of Newark Local 1233, International Longshoremen's Association, for his many contributions to Port Newark and to the community, and does congratulate him on his recent election as Atlantic Coast District Vice President of the ILA, and does wish for him many years of professional success and personal happiness.

BE IT FURTHER RESOLVED THAT a copy of this resolution suitably inscribed be presented to Gerald Owens in warm appreciation of all he has done not only for his members, but for all the people of Newark.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman Martinez presented a suitably inscribed resolution to Mr. Gerald Owens, on behalf of the Members of the Municipal Council.

Mr. Owens thanked the Members of the Municipal Council for honoring him.

7-R-dg.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING AL CERNADAS, BUSINESS AGENT FOR NEWARK LOCAL 1235, INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, FOR HIS CONTRIBUTIONS TO PORT NEWARK AND TO THE COMMUNITY, AND CONGRATULATING HIM ON HIS RECENT ELECTION AS INTERNATIONAL VICE-PRESIDENT OF ILA.

Councilman Martinez read the following resolution:

WHEREAS, Al Cernadas, a native of Newark and graduate of local public schools, is President of Local 1235 of the International Longshoremen's Association, and became an International Vice President of the ILA in 1981 and was elected to his first full term in this office on July 21, 1983; and

WHEREAS, Al Cernadas has been a vigorous and effective champion of the rights and best interests of all workers at Port Newark, and has played a leading role in the recent development of Newark as one of the nation's busiest and most modern ports, and as a major source of jobs and business activity for the City of Newark; and

WHEREAS, Al Cernadas began working on the docks 30 years ago, and with great diligence rose through the ranks and acquired the knowledge and skill which have enabled him to become an outstanding leader not only in the labor movement but in many community groups, and he has continued to grow by attending college and technical school, and his latest election shows that he has won the highest respect of his colleagues throughout the country; and

WHEREAS, Al Cernadas has amply demonstrated his devotion to the city of his birth by distinguished service with many organizations, and is a board member of the Salvation Army Red Shield Boys' and Girls' Club and the Henry Martinez Association and is active with Club Espana, the Cuban Lions Club, and the Ironbound Executives, and many other organizations;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Al Cernadas, President of Local 1235, International Longshoremen's Association, for his many contributions to Port Newark and to the community, and does congratulate him on his recent election as International Vice President of the ILA, and does wish for him many years of professional success and personal happiness.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Al Cernadas in warm appreciation of all he has done not only for his members, but for all the people of Newark.

August 10, 1983

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A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

Councilman Martinez presented a suitably inscribed resolution to Mr. Cernadas, on behalf of the Members of the Municipal Council.

Mr. Cernadas thanked the Members of the Municipal Council for honoring him today.

A motion to consider Resolution 7-R-f at this time was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-f.

RESOLUTION RECOGNIZING AND COMMENDING THE 100 BLACK MEN OF NEW JERSEY FOR THEIR MANY CONTRIBUTIONS TO THE GREATER NEWARK COMMUNITY.

President Grant read the following resolution:

WHEREAS, one of the strengths of the City of Newark, through good times and bad, has been the varied and diversified roles in which Newark based organizations have played in providing meaningful and educational experiences for the citizens of the City of Newark; and

WHEREAS, one such organization is The 100 Black Men of New Jersey, a statewide organization incorporated in 1974; composed of more than 150 black businessmen and professionals in medicine, dentistry and academics; and

WHEREAS, The 100 Black Men of New Jersey, many of whom have gained prominence in this state, have not forgotten their early struggles, and have raised funds in excess of \$25,000. to provide scholarships for the needy and worthy college student, and have provided forums for black political contenders, public issues, and the growing involvement of New Jersey black citizens in the election process; and

WHEREAS, under the new presidency of Mr. Oliver Lofton, a practicing attorney in the City of Newark for more than 2 decades, The 100 Black Men of New Jersey have reaffirmed their commitment to be a torch-bearer of social and community progress;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend The 100 Black Men of New Jersey for their numerous contributions to the citizens of Newark and does wish this worthy organization many years of growth and success.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to The 100 Black Men of New Jersey in warm appreciation of their very positive influence and work in the Greater Newark community.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

President Grant presented Mr. Lofton, President of the 100 Black Men of New Jersey, a suitably inscribed resolution on behalf of the Members of the Municipal Council.

Mr. Lofton, on behalf of the 100 Black Men of New Jersey, thanked the Members of the Municipal Council for this recognition.

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A motion to consider 6-S & F-ba at this time was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-ba.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK.

(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilman Branch.

Absent During Roll Call: Councilman Rice.

President Grant: The yeses are five, the noes are one and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

After considering Resolution 7-R-dm, which was taken out of order, Councilman Rice requested to be recorded in the negative on Ordinance 6-S & F-ba.

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilmen Branch, Rice.

President Grant: The yeses are five and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider 6-S & F-bb at this time was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Rice.

6-S & F-bb.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES FOR PRESIDENT OF THE MUNICIPAL COUNCIL AND COUNCILMAN)

(President,		
Municipal Council	1/1/83	\$32,400. - \$32,400.
Councilman	1/1/83	29,400. - 29,400.)
(Copy of ordinance submitted to each Member of the Council)		
(Public Hearing Closed)		

August 10, 1983

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A motion to reject this ordinance was made President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani,
President Grant.
Absent During Roll Call: Councilman Rice.

After considering Resolution 7-R-dm, which was taken out of order, Councilman Rice requested to be recorded in the affirmative on this Ordinance.

A motion to reject this resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

A motion to consider 7-R-dm and 7-R-dn at this time was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani,
President Grant.
Absent During Roll Call: Councilman Rice.

7-R-dm.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MR. ORMOND SKEETE, OWNER OF A
MC DONALD'S FAST FOOD RESTAURANT FOR HIS POSITIVE CONTRIBUTIONS TO THE GREATER
NEWARK AREA.

President Grant read the following resolution:

WHEREAS, the City of Newark, in a continuous effort to improve the quality of life for the residents, is proud and fortunate to attract businessmen into our community who have distinguished themselves in various fields of endeavors which stimulate the growth and development of our neighborhoods; and

WHEREAS, one such person who has joined the coalition of entrepreneurs committed to strengthening the moral fiber and economic revitalization of our City is Mr. Ormond Skeete, owner and manager of the McDonald's fast food restaurant located on Broad Street in the hub of the Central Business District; and

WHEREAS, since his first fast food franchise license in 1975, Mr. Skeete has prudently and skillfully developed a keen awareness of the essential management tools and relocated his business to Newark, where he employs more than 80 Newark residents and has received several citations for his unselfish and tireless contributions to the youth of Newark; and

WHEREAS, Mr. Skeete's dedication to the stability of our City and the growth of its youth is evident by his visible participation in numerous worthwhile endeavors including job training programs, scholarship funds for the needy and worthy college students and feeding programs for senior citizens and the youth of our community; and

WHEREAS, if the City of Newark is to conquer the economic plight that challenges the vitality of many urban cities, it will be because of entrepreneurs like Mr. Ormond Skeete, whose imagination, devotion and inspiration are committed to making Newark a better place to live for all its citizens;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Mr. Ormond Skeete for his positive influence and contributions to the City and residents of Newark and extends sincere best wishes to him that his future be as rich and rewarding as his past.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Mr. Skeete in warm appreciation of his service to the City of Newark.

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A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani,
President Grant.
Absent During Roll Call: Councilman Rice.

President Grant presented a suitably inscribed Resolution to Mr. Skeete, on behalf of the Members of the Municipal Council.

Mr. Skeete thanked the Members of the Municipal for recognizing him.

7-R-dn.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MR. WILLIAM MC COY, OWNER OF A
MC DONALD'S FAST FOOD RESTAURANT, FOR HIS POSITIVE CONTRIBUTIONS TO THE CITY
OF NEWARK.

President Grant read the following resolution:

WHEREAS, the City of Newark is proud and fortunate to attract businessmen into our community who have distinguished themselves in various fields of endeavors which contributes immeasurably to the growth and development of our neighborhoods; and

WHEREAS, one such person who has joined the coalition of entrepreneurs committed to strengthening the moral fiber and economic revitalization of our city is Mr. William C. McCoy, owner and manager of the McDonald's fast food restaurant located on Frelinghuysen Avenue; and

WHEREAS, after more than a decade of service with the United States Department of Labor and more than six years of imaginative, prudent and skillful leadership in the fast food industry, Mr. McCoy began his business in Newark where he employs more than 50 Newark residents and has received several awards and recognition for his unselfish and tireless contributions to the youth of Newark; and

WHEREAS, Mr. McCoy's dedication to the stability of our City and the development of its youth is evident by his visible participation in many worthwhile endeavors including job training programs, summer youth incentive award programs and by his membership on the Board of Directors of Newark's YMCA and the Advisory Committee of the Essex County Black Churches Association and the Greater Newark Chamber of Commerce whose goals centers on providing meaningful educational and employment exposures to the youths of our urban communities;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Mr. William C. McCoy for his positive influence and contributions to the City and residents of Newark and extends sincere best wishes to him that his future be as rich and rewarding as his past.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Mr. McCoy in warm appreciation of his service to the City of Newark.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

President Grant presented a suitably inscribed resolution to Mr. McCoy on behalf of the Members of the Municipal Council.

Mr. McCoy thanked the Members of the Municipal Council for this recognition.

August 10, 1983

Acting City Clerk read the following letter from Councilman James advising the reason why he will not be in attendance at this meeting:

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SHARPE JAMES
COUNCILMAN
NEWARK, N. J. 07102

SOUTH WARD LITTLE CITY HALL
1072 BERGEN STREET
NEWARK, N. J. 07112

CITY HALL
NEWARK, N. J. 07102
733-3765

AUGUST 10, 1983

Mr. Archie Korngut
Acting City Clerk
920 Broad Street - Room 306
Newark, New Jersey 07102

Re: August 10, 1983 Newark Municipal Council Meeting

Dear Mr. Korngut:

Please be advised that on August 3-7, 1983 I traveled to Worcester, Massachusetts with our 1983 Newark United States Youth Games Team.

Also, on the occasion of today's Municipal Council meeting, I will be serving as coach and chaperone of the Newark Tennis Team who will be participating in the 67th Annual ATA National Tennis Championships being held in Boston, Massachusetts, August 8-13, 1983. Hopefully our youth who are inspired by past ATA champions such as Althea Gibson and Arthur Ashe, will move closer to their goal.

I further wish to commend the exemplary performance of our Newark United States Youth Games participants who won a significant number of medals and honors in concert with exhibiting extraordinary good sportsmanship and discipline, bringing fame and honor to our city.

Finally, I look forward to joining with you and the esteemed members of the Newark Municipal Council upon my return.

Thank you for your kind attention to this matter.

Sincerely yours,

Sharpe James
SJj

A motion to consider Resolution 7-R-d at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-d.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 30 WALNUT STREET, BLOCK 880, LOT 1, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Martinez stated for several years the community has attempted to purchase this particular piece of property. There presently is legislation before the Senate. He thinks if the Council does not allow the community at this time, without deferring this resolution, the Senate may very well vote to allow the community to purchase this building and approved by the Governor. He would request his colleagues to defer action on this resolution until the next meeting in September.

A motion to defer action on this resolution until the next meeting in September was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.
Absent During Roll Call: Councilman Tucker.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NEWARK CENTRAL PLANNING BOARD, HELD JUNE 6, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-b.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NEWARK CENTRAL PLANNING BOARD, HELD JULY 11, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-c.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JUNE 16, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-d. ✓ The Acting City Clerk presented COPY OF MINUTES OF MEETING OF SOLID WASTE ADVISORY COUNCIL, HELD JUNE 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-e. ✓ The Acting City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD MAY 12, 1983.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-f. ✓ The Acting City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD JUNE 16, 1983.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-g. ✓ The Acting City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JUNE 16, 1983.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-h. ✓ The Acting City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JUNE 16, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-i. ✓ The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD MAY 25, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-j. ✓ The Acting City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD MAY 25, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

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4-l.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD JUNE 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-m.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAUKE/RAMAPO, HELD JUNE 22, 1983.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-n.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAUKE/SOUTH, HELD JUNE 22, 1983.

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-o.

The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF MAY, 1983.

A motion that the Report be received and placed on file was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-p.

The Acting City Clerk presented 1982 ANNUAL REPORT OF NEWARK WATERSHED CONSERVATION AND DEVELOPMENT CORPORATION.

A motion that the Annual Report be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-q.

The Acting City Clerk presented AUTOMATIC DATA PROCESSING (A.D.P.), RENTAL ACTIVITY OF CITY-OWNED PROPERTY, FOR THE MONTH OF JUNE, 1983, SUBMITTED BY MANAGER ROQUEMORE, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-r.

The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JUNE, 1983.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-s.

The Acting City Clerk presented EIGHTH YEAR GRANTEE PERFORMANCE REPORT - COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, HCDA I - HCDA VIII; 1975 THROUGH 1982, SUBMITTED BY BUSINESS ADMINISTRATOR HILL.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

4-t.

The Acting City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS OF APRIL AND MAY, 1983.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

4-u.

The Acting City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, LISTING PROPERTY ACQUISITIONS FOR URBAN RENEWAL HCDA AND R-121 FOR THE MONTHS OF MAY AND JUNE, 1983.

A motion that the Report be received and copies distributed to the Tax Assessor and Acting Tax Collector for implementation was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

4-v.

The Acting City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF JUNE, 1983.

A motion to approve the actions of the Purchasing Agent and approved by the Business Administrator subject to the approval of the following resolutions on the agenda of August 10, 1983: 7-R-x-Century Consolidated Services and Volpe Service; 7-R-y-A & L Window Cleaning Company; 7-R-z-A Lembo Auto Body Parts; 7-R-bb-Zenith Maintenance; 7-R-bc-A & A Automotive; 7-R-be-Kevah Konner, Inc. and further subject to receipt of resolutions for the Bergen Street Plumbing and Irving Beim was made by Councilman Carrino, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

4-w.

The Acting City Clerk presented INTERIM REPORT OF CITY OF NEWARK, FOR PERIOD OF SIX MONTHS, ENDING JUNE 30, 1983; SUBMITTED BY SAMUEL KLEIN AND COMPANY, EXTERNAL AUDITORS.

(Copy submitted to each Member of the Council)

A motion that the Report be received and Staff study be made thereon to the Municipal Council was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

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ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO RESERVED PARKING SPACES ON BROAD STREET AND LAKE STREET.

(Broad Street, East Side, beginning 234 feet south of the southerly curblin of Edison Place and extending 22 feet southerly therefrom

Lake Street, East side, beginning 757 feet south of the southerly curblin of Bloomfield Avenue and extending 24 feet southerly therefrom

East Side, beginning 168 feet south of the southerly curblin of Verona Avenue and extending 24 feet southerly therefrom)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-b.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING DOWNING STREET AS A ONE-WAY STREET.

(Deleting Downing Street, Eastbound, from Jefferson Street to Jackson Street

Adding Downing Street, Westbound, from Jackson Street to Jefferson Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Carrino.

President Grant: The yeses are six, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-c.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON FLEETWOOD PLACE.

(Fleetwood Place, South side, beginning 35 feet west of the westerly curblin of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

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A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

President Grant: The yeses are six, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-d.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DELETING DAYTON STREET AND LUDLOW STREET AS ONE-WAY STREETS.

(Dayton Street, northbound, from the Elizabeth City Line to Ludlow Street
Ludlow Street, southbound, from Evergreen Avenue to the Elizabeth City Line)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

6-F-e.

The Acting City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-1 AND 23:5-2, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON RECTOR STREET.

(Section 23:5-1 - Parking Prohibited at All Times

Deleting Rector Street, Both sides, between McCarter Highway and Park Place

Adding Rector Street, North side, beginning at the easterly curbline of Park Place and extending 180 feet easterly therefrom
South side, between Park Place and McCarter Highway

Section 23:5-2 - Parking Prohibited at Certain Times

Adding Rector Street, North side, beginning 315 feet east of the easterly curbline of Park Place and extending to McCarter Highway; from 7:00 A.M. to 9:00 A.M., and 4:00 P.M. to 6:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

President Grant: The yeses are six, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

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6-F-f.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING SOUTH 13TH STREET, AS A ONE-WAY STREET.

(Deleting South 13th Street, southbound, from West Market Street to Gould Avenue)

(Adding South 13th Street, southbound, from West Market Street to Central Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

President Grant: The yeases are six, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-g.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:4-1, TRUCKS OVER 4 TONS, EXCLUDED FROM CERTAIN STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, EXCLUDING TRUCKS OVER 4 TONS ON 1ST STREET.

(1st Street, between Orange Street and 7th Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeases are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-h.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-2, PARKING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON UNIVERSITY AVENUE.

(Deleting University Avenue, from Central Avenue to Court Street, East side, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays)

(Adding University Avenue, East side, between Central Avenue and Warren Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays)

(East side, between Branford Place and Court Street, from 7:00 A.M. to 9:00 A.M., except Saturdays and Sundays)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-i.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:2-1, ONE-WAY STREETS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, DESIGNATING AVON AVENUE AND STRATFORD PLACE AS ONE-WAY STREETS.

(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place

Stratford Place, Southbound, from Avon Avenue To Clinton Avenue

Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner Boulevard

Stratford Place, Northbound, between Avon Avenue and Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-F-j.

The Acting City Clerk read AN ORDINANCE AMENDING SECTIONS 23:5-5, 23:5-6 AND 23:5-13, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REVISING ON-STREET PARKING REGULATIONS ON LOMBARDY STREET.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-k.

The Acting City Clerk read AN ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Teare met with the Council May 17, 1983)

August 10, 1983

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A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino.

Councilman Martinez requested his colleagues to defer action on this ordinance. One of the streets involved has not been removed from this ordinance and all of them recognize the fact that one of the most successful festivities in the City of Newark was held recently with over 95,000 people in attendance. By adopting this ordinance, every year on Ferry Street, that activity would not be allowed to take place.

Councilman Rice stated that no one from the West Ward is trying to upset the activities on Ferry Street.

Councilman Carrino said he assumes the passage of this ordinance would put the authority to close the streets in the hands of the Municipal Council so that if someone wants to close a street, it would be brought up to the Council. Right now anybody can arbitrarily close the street. He questioned if that was correct.

Councilman Rice replied not exactly. No one would come to the Municipal Council. It would be administrative.

Councilman Rice withdrew his motion to adopt this ordinance on first reading.

Councilman Carrino withdrew his second to the motion.

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-F-1.

The Acting City Clerk read AN ORDINANCE TO AMEND AND SUPPLEMENT "AN ORDINANCE TO GRANT TAX EXEMPTION FOR COMMERCIAL AND INDUSTRIAL IMPROVEMENTS AS WELL AS TAX ABATEMENT FOR COMMERCIAL AND INDUSTRIAL PROJECTS, AS SAID IMPROVEMENTS AND PROJECTS ARE DEFINED IN THIS ORDINANCE," REVISED ORDINANCES OF THE CITY OF NEWARK 10:11-1, ET SEQ.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-m.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 23:5-1, PARKING PROHIBITED AT ALL TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING PARKING ON EDISON PLACE.

(Deleting Edison Place, both sides, from Broad Street to Lawrence Street;
both sides, from McCarter Highway to Ferry Street;
South side, from Lawrence Street to McCarter Highway

Adding Edison Place, both sides, between Broad Street and Ferry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion directing the Acting City Clerk to return this ordinance to Administration per their request, was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-F-n.

The Acting City Clerk read AN ORDINANCE TO AMEND RULE V OF SECTION 2:15-1, AGENDA, TITLE 2, CITY ADMINISTRATIVE CODE OF REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, REQUIRING MATTER TO BE SUBMITTED TO THE COUNCIL BY THE MAYOR OR BUSINESS ADMINISTRATOR BE DELIVERED TO THE CLERK AT LEAST 56 HOURS PRIOR TO EACH COUNCIL MEETING IN ORDER TO BE CONSIDERED AT THAT MEETING.

(Requires certification stating reason for emergency action for "Added Starters")

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-o.

The Acting City Clerk read AN ORDINANCE TO AMEND SECTION 1 AND SECTION 8 OF ORDINANCE 6-S & F-be, ADOPTED AUGUST 11, 1982, BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, ENTITLED, "AN ORDINANCE AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A LEASE AGREEMENT ON BEHALF OF CITY OF NEWARK WITH THE REDEEMER LUTHERAN CHURCH LOCATED AT 664 BROADWAY, IN THE CITY OF NEWARK, NEW JERSEY, FOR THE PERIOD OF NINE (9) MONTHS COMMENCING JULY 15, 1982 TO APRIL 30, 1983, AT A RENTAL OF \$600. PER MONTH," BY EXTENDING LEASE AGREEMENT FOR TWO MONTHS, ENDING JUNE 30, 1983.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

6-F-p.

The Acting City Clerk read AN ORDINANCE AMENDING CHAPTER 11 OF TITLE 15, NON-RESIDENTIAL PROPERTY MAINTENANCE CODE OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REQUIRING ALL BUSINESSES TO FILE EMERGENCY PHONE NUMBERS WITH THE DEPARTMENTS OF POLICE AND FIRE.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

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6-F-q.

The Acting City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, LEASEE, AND NORTH JERSEY COMMUNITY UNION, SUB-LEASEE FOR THE PREMISES COMMONLY KNOWN AS 101 LUDLOW STREET, A PORTION OF BLOCK 3764, LOT 1, FOR THE SUM OF ONE DOLLAR (\$1.) PER YEAR FOR A PERIOD OF TWENTY-FIVE (25) YEARS WITH A SIXTEEN (16) YEAR OPTION TO RENEW.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Administrator Robinson, Newark Health Planning Agency met with the Council August 9, 1983)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Corporation Counsel Teare, Director of Health and Welfare Cherot, Executive Director Peterson, North Jersey Community Union and Mr. Bernard Passer, representative of the Federal Government to meet with the Council at their pre-meeting conference September 6, 1983 was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

A motion to consider Item 8-j on Ordinances for First Reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-F-r.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR POLICE OFFICER IN THE COMMUNITY DEVELOPMENT OFFICE, PER LABOR AGREEMENT WITH F.O.P. LODGE #12).

(Police Officer
(40 Hours) 1/1/84 \$21,449.39 - \$22,399.26 - \$23,360.86)
(FOP Contract for Mayor's Policy and Development Office - Police Officers same as City for 1984)
(Fiscal Impact - 1984-\$87,873.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Tucker questioned what the fiscal impact was on this legislation?

Chief Accountant Fitzsimons replied the fiscal impact for 1984 will be \$87,973. He stated that Administration had just sent an Approximate Cost of Salary and Fringe Benefits for all ordinances in question.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

At this time, President Grant excused himself from the meeting at 2:11 P.M. for a short time.

Councilman Henry Martinez assumed the seat as Temporary President.

A motion to consider Item 8-o on Ordinances for First Reading was made by Temporary President Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Martinez by the following votes:
Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

6-F-s.

The Acting City Clerk read A BOND ORDINANCE FOR VARIOUS 1983 CAPITAL PROJECTS BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$11,918,038. THEREFOR AND TO MAKE A DOWN PAYMENT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$11,322,136. BONDS OR NOTES OF THE CITY FOR FINANCING SUCH APPROPRIATION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

A motion to consider Item 8-u on Ordinances for First Reading was made by Temporary President Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

6-F-t.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-y) ADOPTED NOVEMBER 29, 1966., (TO ADJUST SALARIES AS PER CONTRACT AGREEMENT WITH THE POLICE EMPLOYEES ASSOCIATION)

(5% per each of two years 1983 and 1984 per contract agreement)

(Fiscal Impact - 1983-\$17,813.; 1984-\$19,727.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

A motion to consider Item 8-a on Ordinances for First Reading was made by Councilman Tucker, seconded by Temporary President Martinez and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

6-F-u.

The City Clerk read AN ORDINANCE AMENDING TITLE 2, ADMINISTRATION, CHAPTER 15, COUNCIL RULES, SECTION 1, RULE XXII, SUBSECTION (b), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO REQUIRE THAT ORDINANCES PROVIDING FOR SALARY INCREASES OR OTHER BENEFITS FOR EMPLOYEES REPRESENTED BY EMPLOYEE ORGANIZATIONS INCLUDE A STATEMENT OF THE APPROXIMATE COST OF SUCH SALARY INCREASES OR OTHER BENEFITS).

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Temporary President Martinez and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

At a later time in the meeting, under Communication 8-q, a motion to consider Item 8-q under Ordinances for first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-F-v.

The Acting City Clerk read AN ORDINANCE AMENDING SECTION 5 OF CHAPTER 1, ARCADES OF TITLE 5, AMUSEMENTS AND AMUSEMENT BUSINESSES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED.

(Establishing license fee for Arcades at \$1,500. per annum for period of one year from date of issuance unless sooner revoked or suspended)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

At a later time in the meeting, under Communication 8-y, a motion to consider Item 8-y under Ordinances for first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.
Not Voting: Councilman Tucker.

6-F-w.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY," (6-S & F-6f) ADOPTED NOVEMBER 22, 1966. (TO ADJUST SALARIES AS PER ARBITRATION AWARD FOR THE PROFESSIONAL FIRE OFFICERS ASSOCIATION, LOCAL 1860, I.A.F.F., AFL-CIO).

(9% per year for each of two years 1982 and 1983 as per arbitration award)
(Fiscal Impact - 1982-\$463,126.; 1983-\$504,808.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani,
President Grant.

Not Voting: Councilman Tucker.

President Grant: The yeses are six, the noes are none and one not voting. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 7, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Martinez called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES, FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON MOTT STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

MOTT STREET

East side, beginning 160 feet north of the northerly curblin of Fleming Avenue and extending 24 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 11TH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

NORTH 11th STREET

West side, beginning 170 feet south of the southerly curblin of 4th Avenue and extending 25 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON OXFORD STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

OXFORD STREET:

West side, beginning 333 feet south of the southerly curblin, of Raymond Boulevard and extending 25 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Martinez, seconded by Councilman Branch and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A RESERVED PARKING SPACE ON NORTH 12TH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking of the Revised Ordinances, of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

NORTH 12TH STREET
West side, beginning 140 feet north of the
northerly curblin of 1st Avenue and extending
25 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-13, RESERVED PARKING SPACES FOR HANDICAPPED PERSONS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY DELETING THEREFROM A RESERVED PARKING SPACE ON SOUTH 14TH STREET.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

South 14th Street, west side, beginning 416 feet north of the northerly curblineline of Clinton Avenue and extending 22 feet northerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Martinez, seconded by Councilman Branch and declared adopted By Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON MANOR DRIVE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-5, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

MANOR DRIVE:

West side, beginning 129 feet south of southerly curblin of Mt. Vernon Place and extending 50 feet southerly therefrom at any time.

West side, beginning 698 feet south of the southerly curblin of Mt. Vernon Place and extending 45 feet southerly therefrom, at any time.

West side, beginning 897 feet south of the southerly curblin of Mt. Vernon Place and extending 40 feet southerly therefrom, at any time.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

Temporary President Martinez: The yeases are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AMENDING SECTION 23:5-5, PARKING LIMITED TO TWO HOURS, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, LIMITING PARKING TO TWO HOURS ON FRANKLIN AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-5, Parking Limited to two hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

FRANKLIN AVENUE:

East side, beginning 44 feet north of the northerly curblin of Ropes Place and extending 147 feet northerly therefrom, from 8:00 A.M. to 4:00 P.M., Monday through Saturday.

Section 2. A copy of this ordinance shall be forwarded to the Essex County Board of Chosen Freeholders for their review and concurrence.

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN ELIZABETH AVENUE-
WEEQUAHIC UNITED PRESBYTERIAN CHURCH, LANDLORD, AND THE CITY OF NEWARK, TENANT,
FOR THE LEASING OF THE PREMISES COMMONLY KNOWN AS 747-757 ELIZABETH AVENUE,
BLOCK 3682, LOT 34, FOR THE SUM OF \$7,800., PER YEAR FOR A PERIOD OF ONE (1)
YEAR(S).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the premises commonly known as 747-757 Elizabeth Avenue, Block 3682, Lot 34 on the Official Tax Maps and Tax Duplicate (year 1983), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and the Elizabeth Avenue-Weequahic United Presbyterian Church, Landlord, desire to enter into a lease agreement for the premises commonly known as 747-757 Elizabeth Avenue, Block 3682, Lot 34, for a period beginning January 1, 1983 and ending December 31, 1983 for the sum of \$7,800.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with Elizabeth Avenue-Weequahic United Presbyterian Church, Landlord, for the leasing of the premises commonly known as 747-757 Elizabeth Avenue, Block 3682, Lot 34, pursuant to N.J.S.A. 40A:12-5.

Section 2. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$7,800.00, in equal monthly installments, for the term of this lease, beginning January 1, 1983, and ending December 31, 1983.

Section 3. A copy of the lease agreement is attached hereto and made a part hereof.

Section 4. A copy of the executed lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES REPRESENTED BY THE FRATERNAL ORDER OF POLICE, NEWARK LODGE #12.

WHEREAS, as the result of a labor agreement between the City of Newark and the Fraternal Order of Police, Newark Lodge #12, the City has consented to the upgrading of health benefits for employees, and for the dependents of employees represented by the Fraternal Order of Police, Newark Lodge #12.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF NEWARK, NEW JERSEY, THAT:

1. Effective September 1, 1983, active employees represented by the Fraternal Order of Police, Newark Lodge #12, and the eligible dependents of employees represented by said union, shall receive:

a. Medical-Surgical benefits at the Blue Shield Performance and Cost Effectiveness (P.A.C.E.) level, for which the employee will pay, via payroll deductions, twenty-five percent premium differential between the P.A.C.E. cost and the cost of the present plan;

b. Aggregate Rider J, whereby the Rider J allowance is increased to \$250.00 annually;

c. Hospital and medical-surgical benefits for eligible dependents extended to age twenty-three.

2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Villani, Temporary President Martinez.

No: Councilman Tucker.

Temporary President Martinez: The yeses are five and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO ESTABLISH STRESS/SHIFT DIFFERENTIAL PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK POLICE DEPARTMENT," ORDINANCE 6-S & F-d ADOPTED MARCH 17, 1982. (TO INCREASE STRESS/SHIFT ALLOWANCE FOR CERTAIN MEMBERS OF POLICE SUPERIOR OFFICERS' ASSOCIATION AS PER CONTRACT NEGOTIATIONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance to establish Stress/Shift Differential Pay Allowance for certain employees of the Newark Police Department" Ordinance 6S&FD adopted March 17, 1982 is hereby amended as follows:

Section 1. Effective January 1, 1984, Superior Officers in the Police Department shall receive a monthly Stress/Shift Differential Pay Allowance of \$33.33 or a prorata share of the said sum provided:

- a. they are permanently assigned to work on a rotating shift basis; or
- b. they are permanently assigned to work on steady shifts, the starting time of which does not begin between the hours of 5:45 A.M. and 12:00 Noon.

Section 2. Those Superior Officers of the Police Department who are temporarily assigned to work a shift as mentioned in Section 1 hereinabove shall receive a prorata share of the monthly allowance, based on the length of time they serve in said capacity.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Temporary President Martinez and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after 6-Ph, S & F-m, Councilman Tucker requested to change his vote from the affirmative to the negative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Temporary President Martinez and declared adopted by Temporary President Martinez by the following votes:
 Yes: Councilmen Branch, Carrino, Rice, Villani, Temporary President Martinez.
 No: Councilman Tucker.

Temporary President Martinez: The yeses are five and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO ESTABLISH STRESS/SHIFT DIFFERENTIAL PAY ALLOWANCE FOR CERTAIN EMPLOYEES OF THE NEWARK POLICE DEPARTMENT (AS PER NEGOTIATED SETTLEMENT WITH THE FRATERNAL ORDER OF POLICE, LODGE #12)

Section 1. Effective January 1, 1984, Police Officers in the Police Department shall receive a monthly Stress/Shift Differential Pay Allowance of \$12.50 or a prorata share of the said sum provided:

- a. they are permanently assigned to work on a rotating shift basis; or
- b. they are permanently assigned to work on steady shifts, the starting time of which does not begin between the hours of 5:45 a.m. and 12:00 noon.

Section 2. Those Police Officers of the Police Department who are temporarily assigned to work a shift as mentioned in Section 1 hereinabove shall receive a prorata share of the monthly allowance, based on the length of time they serve in said capacity.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
 Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after 6-Ph, S & F-m, Councilman Tucker requested to change his vote from the affirmative to the negative.

August 10, 1983

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Villani, Temporary President Martinez.
No: Councilman Tucker.

Temporary President Martinez: The yeses are five and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR POLICE OFFICER IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, H.C.D.A., MAYOR'S POLICY AND DEVELOPMENT OFFICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust the salary for Police Officer in the Community Development Administration, (Mayor's Policy and Development Office, as follows to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Police Officer 452900 (40 Hrs.)	1/1/83	\$20,140.27	\$21,032.17	\$21,935.08

SECTION 2. The position titles and salaries hereinabove established and specified shall be temporary in nature. Further, the salaries of such position titles shall remain at the amounts hereinabove fixed so long as the Community Development Block Grant funds received by the City from the Federal Government under the Housing and Community Development Act of 1974 shall last, and upon complete utilization of said funds or termination of such funding, then the said position titles and salaries hereinabove established in the Office of the Mayor shall immediately cease and terminate.

SECTION 3. No position titles or salaries other than those established by ordinance covering the Community Development Administration, Mayor's Policy and Development Office shall be funded from Community Development Block Grant funds received under the Housing and Community Development Act of 1974.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Temporary President Martinez: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after 6-Ph, S & F-m, Councilman Tucker requested to change his vote from the affirmative to the negative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Villani, Temporary President Martinez.
No: Councilman Tucker.

Temporary President Martinez: The yeses are five and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Management Communication Specialist 153959 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Management Planner 152938 (37½ Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Principal Management Planner 154951 (37½ Hrs.)	1/1/83	\$ 25,381.39	\$ 30,855.37
Senior Management Planner 153961 (37½ Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76

(d) Central Purchase

Assistant Purchasing Agent 153911 (35 Hrs.)	1/1/83	\$ 25,579.49	\$ 31,091.62
Principal Clerk Stenographer 101355 (35 Hrs.)	1/1/83	\$ 11,036.97	\$ 13,416.54

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilman Branch.

No: Councilman Tucker.

Not Voting: Councilmen Carrino, Rice, Villani, Temporary President Martinez.

A motion to close the hearing and defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Carrino, Rice, Villani, Temporary President Martinez.

No: Councilman Tucker.

Not Voting: Councilman Branch.

Acting City Clerk Korngut stated this ordinance will appear on the Municipal Council Calendar of September 7, 1983 under "Ordinances for Public Hearing, Second Reading and Final Passage.

6-Ph, S & F-n.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

(a) Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Analyst 153944 (35 Hrs.)	1/1/83	\$ 18,178.48	\$ 22,096.66

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Aide to the Mayor 157900 (35 Hrs.)	1/1/83	\$ 46,903.34	\$ 46,903.34
Executive Secretary, Office of the Mayor 102907 (35 Hrs.)	1/1/83	\$ 27,011.25	\$ 27,011.25
Personal Secretary, Office of the Mayor 102908 (35 Hrs.)	1/1/83	\$ 27,011.25	\$ 27,011.25
Mayor's Aide I 156904 (35 Hrs.)	1/1/83	\$ 32,393.23	\$ 39,375.09
Mayor's Aide II 156905 (35 Hrs.)	1/1/83	\$ 32,393.23	\$ 39,375.09
Mayor's Aide III 156906 (35 Hrs.)	1/1/83	\$ 32,393.23	\$ 39,375.09
Printer 133900 (35 Hrs.)	1/1/83	\$ 18,940.00	\$ 23,021.55
Typesetter 132900 (35 Hrs.)	1/1/83	\$ 13,064.00	\$ 15,582.11

(g) Central Planning Board

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Architectural Draftsman 141912 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appeared.

There was no action taken by the Municipal Council with respect to this ordinance.

Acting City Clerk Korngut stated this ordinance will appear on the Municipal Council Calendar of September 7, 1983 under "Ordinances for Public Hearing, Second Reading and Final Passage."

August 10, 1983

6-Ph, S & F-o.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF LAW AND ESTABLISHING SALARIES THEREFOR," (6-S & F-g) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Fg) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Investigator, Law Department, Bilingual in Spanish & English 152939 (35 Hrs.)	1/1/83	\$ 14,956.57	\$ 18,178.48
Operator, Word Processing Equipment 131902 (35 Hrs.)	1/1/83	\$ 11,036.97	\$ 13,416.54

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appeared.

There was no action taken by the Municipal Council with respect to this ordinance.

Acting City Clerk Korngut stated this ordinance will appear on the Municipal Council Calendar of September 7, 1983 under "Ordinances for Public Hearing, Second Reading and Final Passage."

6-Ph, S & F-p.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALAR</u>
Assistant Chief Auditor 153963 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Chief Auditor 153962 (35 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01
Supervisor of Tax Sales 154954 (35 Hrs.)	1/1/83	\$ 20,037.60	\$ 24,361.35

SECTION 2. That Section 2. of the aforementioned ordinance be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor of Water & Sewage Billing & Collections 142917 (35 Hrs.)	1/1/83	\$ 13,823.53	\$ 16,489.54

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, queried if the 5% increases are justified merely because they are being transferred from Mayor's Policy and Development Office to the City Budget.

Chief Accountant Fitzsimons replied that the 5% increase is being given to persons who are being transferred from Mayor's Policy and Development Office to the City Budget as other City employees who were not included in the ordinance.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani,
Temporary President Martinez.

6-Ph, S & F-q.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR," (6-S & F-i) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6S&Fi) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Program Coordinator, Special Events 142910 (35 Hrs.)	1/1/83	\$ 14,840.59	\$ 18,033.84
Superintendent of Recreation 153935 (40 Hrs.)	1/1/83	\$ 19,886.89	\$ 24,172.31

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Martinez called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Temporary President Martinez and failed of adoption by the following votes:

Yes: Councilmen Branch, Rice, Temporary President Martinez.

No: Councilman Tucker.

Not Voting: Councilmen Carrino, Villani.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Martinez by the following votes:

Yes: Councilmen Carrino, Rice, Tucker, Villani, Temporary President Martinez.

Not Voting: Councilman Branch.

(President Grant returned at 2:30 P.M.)

6-Ph, S & F-r.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR," (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to adjust salaries as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervising Security Officer 121913 (40 Hrs.)	1/1/83	\$ 12,074.88	\$ 14,133.52

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-s.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR," (6-S & F-k) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Chief Chemist, Testing and Analytical Laboratory 156903 (35 Hrs.)	1/1/83	\$ 28,201.54	\$ 34,283.74

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-Ph, S & F-t.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR," (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6S&Fm) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Project Coordinator 153957 (35 Hrs.)	1/1/83	\$ 21,925.22	\$ 26,650.01
Senior Program Analyst 152938 (35 Hrs.)	1/1/83	\$ 16,360.62	\$ 19,887.00
Senior Statistical Typist 101379 (35 Hrs.)	1/1/83	\$ 11,590.03	\$ 13,823.53

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-Ph, S & F-u.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Analyst 153943 (37½ Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76
Chief Forester 153959 (40 Hrs.)	1/1/83	\$ 18,178.48	\$ 22,096.66

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-Ph, S & F-v.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND TITLE TWO, CHAPTER TEN, ARTICLE FOUR, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Title Two, Chapter Ten, Sections Ten, Eleven, Fourteen and Fifteen are hereby repealed.

2. Title Two, Chapter Ten, Section Nine is hereby amended to read as follows:

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Chapter 10: DEPARTMENT OF HEALTH AND WELFARE

Article 4: DIVISION OF INSPECTIONS

2:10-9. Powers and duties of division.

The division of inspections shall:

- (a) Consolidate and coordinate all regulatory and sanitary inspections relating to buildings and structures which are not vested in any other department or division by these Revised Ordinances.
- (b) Inspect factories and industrial plants for industrial sanitation, and administer all laws and ordinances relating to smoke abatement and air pollution control.

3. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

4. This ordinance shall take effect on September 11, 1983.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance and directing the Acting City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker, Director of Engineering Zach, Director of Health and Welfare Cherot, Director of Inspections McGinley and Inspectors to meet with the Council at their pre-meeting conference September 6, 1983 was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-Ph, S & F-w.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO REPEAL TITLE TWENTY-FOUR, CHAPTER TWO, AND TO AMEND TITLE TWO, CHAPTER NINE A, ARTICLE ONE, SECTIONS ONE AND TWO, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Title Twenty-Four, Chapter Two, of the Revised Ordinances of the City of Newark, New Jersey (1966), is hereby repealed.

2. Title Two, Chapter Nine A, Article One, Sections One and Two is hereby amended to read as follows:

Chapter 9A. DEPARTMENT OF ENGINEERING

Article 1. IN GENERAL

2:9A-1. Establishment and general organization of department.

There shall be a department of engineering, the head of which shall be the director of engineering. The department shall consist of the following:

(a) Divisions of:

Engineering;
 Water/Sewer Utility;
 Demolition;
 Sanitation;
 Traffic and Signals.

(b) The office of the director of the department of engineering shall be empowered with the functions and activities of the uniform construction code, the head of which shall be the director of the department of engineering in his capacity as construction official in accordance with uniform construction code Title 7A, Chapter 1, Section 2a. The office of the director shall possess all the powers and the duties as set forth in the uniform construction code Title 7A of the Revised Ordinances of the City of Newark (1966) in addition to the functions and activities already performed by the office of the director.

(c) The central permit office shall become part of the office of the director of the department of engineering to aid the construction official and the various subcode officials in the functions and activities of the uniform construction code as set forth in Title 7A of the Revised Ordinances of the City of Newark (1966).

2:9A-2. Director of Engineering

(a) Qualifications; compensation.

The director shall, prior to his appointment, be qualified by training or experience in the planning and execution of public works and improvements. The director's compensation shall be such sum annually as shall be fixed by ordinance of the council.

(b) Powers and duties.

The director, through the divisions and otherwise, shall direct and supervise the functions and activities required for refuse collection and disposal, street cleaning, snow removal, water supply, engineering services, building demolition, maintenance and repair of traffic signals and traffic signs and markings, install and maintain parking meters, and direct and supervise through his authority as the construction official the functions and activities of the uniform construction code within the office of the director of the department of engineering, pursuant to Title 7A Chapter 1, Section 2a of the Revised Ordinances of the City of Newark (1966).

3. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

4. This ordinance shall take effect on September 11, 1983.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance and directing the Acting City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker, Director of Engineering Zach, Director of Health and Welfare Cherot, Director of Inspections McGinley and Inspectors to meet with the Council at their pre-meeting conference September 6, 1983 was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-x.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f), ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED (TO CREATE THE TITLE AND SALARY RANGE FOR CERTAIN POSITIONS)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An Ordinance Creating Positions in the Department of Engineering and Establishing Salaries Therefor" (6S&Ff), Adopted May 16, 1979, as amended and supplemented, be amended to create the title and salary range for certain positions, as follows, to wit:

<u>Position</u>	<u>Effective Date</u>	<u>Annual Minimum Salary</u>	<u>Annual Maximum Salary</u>
Assistant Chief	9/11/83	\$ 15,703.92	\$ 19,087.49
Electrical Inspector 142101 (35 hrs.)	1/1/84	16,489.11	20,041.86
Assistant Chief	9/11/83	15,703.92	19,087.49
Plumbing Inspector 142104 (35 hrs.)	1/1/84	16,489.11	20,041.86
Assistant Superintendent of Buildings 123101 (35 hrs.)	9/11/83 1/1/84	20,037.60 21,039.48	24,361.35 25,579.42
Building Inspector 141103 (35 hrs.)	9/11/83 1/1/84	14,515.57 15,241.34	17,313.46 18,179.13
Cashier 121343 (35 hrs.)	9/11/83 1/1/84	10,510.86 11,036.40	12,776.97 13,415.81
Chief Electrical Inspector 142110 (35 hrs.)	9/11/83 1/1/84	18,178.48 19,087.40	22,096.66 23,201.50
Chief Plumbing Inspector 142117 (35 hrs.)	9/11/83 1/1/84	18,178.48 19,087.40	22,096.66 23,201.50

Position	Effective Date	Annual Minimum Salary	Annual Maximum Salary
Electrical Inspector 141104 (35 hrs.)	9/11/83 1/1/84	\$ 14,515.57 15,241.34	\$ 17,313.46 18,179.13
Elevator Inspector 141105 (35 hrs.)	9/11/83 1/1/84	14,515.57 15,241.34	17,313.46 18,179.13
Plan Examiner 152101 (35 hrs.)	9/11/83 1/1/84	18,178.48 19,087.40	22,096.66 23,201.50
Plumbing Inspector 141109 (35 hrs.)	9/11/83 1/1/84	14,515.57 15,241.34	17,313.46 18,179.13
Principal Engineer (Structural) 154932 (35 hrs.)	9/11/83 1/1/84	24,361.35 25,579.41	29,611.13 31,901.68
Superintendent of Buildings 153101 (35 hrs.)	9/11/83 1/1/84	22,096.66 23,201.50	26,858.63 28,201.56

Section 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance and directing the Acting City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker, Director of Engineering Zach, Director of Health and Welfare Cherot, Director of Inspections McGinley and Inspectors to meet with the Council at their pre-meeting conference September 6, 1983 was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

/6-Ph, S & F-y.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR EXECUTIVE DIRECTOR, M.P.D.O. IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office, as follows, to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Executive Director, M.P.D.O. 477902	1/1/83	\$ 37,792.76	\$ 45,938.01

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. D.J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, questioned the Council about the 2.8% increase on minimum salary and 25% increase on the maximum salary.

Chief Accountant Fitzsimons replied the 2.8% was due to the fact the Executive Director was on a flat salary range at that point. Now they are giving him a range and it is for one employee.

No one else appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Branch.

6-Ph, S & F-z.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, PLANNING AND GRANTSMANSHIP IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office, as follows, to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Planning and Grantsmanship 477900	1/1/83	\$ 37,792.76	\$ 45,938.01

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Branch.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-ba.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

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AN ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK.

(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

(For action on this Ordinance, see page 4 in the minutes of these meetings)

6-S & F-bb.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE NEWARK MUNICIPAL COUNCIL AND ESTABLISHING SALARIES THEREFOR," (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST SALARIES FOR PRESIDENT OF THE MUNICIPAL COUNCIL AND COUNCILMAN)

(President,	1/1/83	\$32,400. - \$32,400.
Municipal Council		
Councilman	1/1/83	29,400. - 29,400.)
(Copy of ordinance submitted to each Member of the Council)		
(Public Hearing Closed)		

(For action on this Ordinance, see pages 4 and 5 in the minutes of these meetings)

6-S & F-bc.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING CHAPTER 11 OF TITLE 15, NON-RESIDENTIAL PROPERTY MAINTENANCE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO ADD A NEW SECTION REQUIRING ALL BUSINESSES TO POST AFTER HOURS AND EMERGENCY PHONE NUMBERS AT THE ENTRANCE TO SAID BUSINESS.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to reject this ordinance was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

6-S & F-bd.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO UNIVERSITY HIGH SCHOOL IN AND BY THE CITY OF NEWARK, APPROPRIATING \$100,000. THEREFOR AND AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$100,000. OF QUALIFIED SCHOOL BONDS AND TEMPORARY NOTES OR LOAN BONDS IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS TO FINANCE THE COST THEREOF.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of debt statement)
(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of debt statement was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Carrino, Martinez, Rice, Tucker, Villani, President Grant.
No: Councilman Branch.

Councilman Branch requested to change his negative vote to the affirmative.

A motion to defer action on this ordinance awaiting approval of debt statement was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-S & F-be.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

AN ORDINANCE AMENDING TITLE 2, CHAPTER 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Establishes appointment of Deputy City Clerk in the Office of the City Clerk \$42,500.)

(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

A motion to table the ordinance was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

HEARINGS OF CITIZENS.

6-HC-a.

MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to Reaganomics.

6-HC-b.

MRS. HELEN POCH, 687 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to various conditions existing in the City of Newark and questioned why they are paying taxes if they don't receive the services.

President Grant pointed out for the benefit of the persons desiring to speak on 30 Walnut Street. The Council has already taken action on this measure. In light of the fact legislation is pending in Trenton, they have voted to defer the resolution until action is taken by the legislators.

6-HC-c.

MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council thanking them for giving Walnut Street an extension and wished that they would have helped 299 Clinton Avenue.

Councilman Branch said he has asked Mrs. Skidmore to extend an invitation to the Members of the Council to look at that building to see how they are trying to maintain that building. Maybe something can happen in regard to seeing if funds can be made available.

6-HC-d.

MRS. LOUISE SKIDMORE, 299 CLINTON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the Rent Control Ordinance and questioned why it was on the Calendar.

President Grant replied the legislation came up as a "Late Starter". It will appear under "Communications".

Mrs. Skidmore requested the Council not to take any action on this "Added Starter".

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President Grant reiterated this legislation came in about a half an hour ago and will appear under "Communications". After communications, it is moved to ordinances on first reading and then on ordinances on public hearing, second reading and final passage. That is, when the public will have an opportunity to speak.

Councilman Tucker said he has had an opportunity to read this. He is not going to support this as an "Added Starter". There has been a process in the City of Newark dealing with Rent Control Ordinances wherein they sit down with the tenants and the landlords. What this ordinance does is exempt one, two and three family homes directly from Rent Control. It talks specifically about some sort of survey, that Ms. Smith actually ran. The Law Department indicates there is more documentation on the four changes in the ordinance. There are four major changes in the Rent Control Ordinance. He does not believe this item should be on the Calendar until such time as there has been a full discussion. There is an ordinance that they are currently dealing with that states if it comes up as a "Late Starter", there should be some sort of emergency. There is no emergency.

6-HC-e.

MS. NANCY ZAK, 48 READ STREET, NEWARK, NEW JERSEY, addressed the Municipal Council supporting remarks made by Councilman Tucker with respect to the proposed Rent Control Ordinance changes. The tenants are extremely concerned about the three proposed changes. The exemption of one, two and three family homes, which would affect almost 25% of the tenants in Newark; passing on a sewer cost to tenants which is another way of bailing out the landlords everytime their expenses go up.

Councilman Carrino agreed with Councilman Tucker that they should not put it on the Calendar. He pointed out that this Ordinance is not being sneaked in as referred to by the speaker.

Councilman Rice concurred with remarks made by Councilman Tucker. He hoped that those that take leadership roles in our community, that when things are discussed that all facts are given by both sides.

6-HC-f.

MS. PATRICIA T. JARECKE, 30 WALNUT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council thanking them for their continued cooperation with respect to 30 Walnut Street and hoped that by September that the State Legislature will pass the bill and they will have a way to resolve the situation. The speaker hoped that the Council would take Councilman Branch's suggestion in meeting with the tenants of 299 Clinton Avenue.

6-HC-g.

MR. EDDIE IRWIN, 3 ROANOKE COURT, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the dioxin situation in the Ironbound and urged the Municipal Council to support Councilman Martinez's proposed resolution relating to same.

Councilman Martinez commended the speaker for his remarks.

6-HC-h.

MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY, urged the Council to adopt a resolution which is going to be proposed by Councilman Martinez and hoped the Council would help them in their fight with the dioxin situation.

6-HC-i.

MR. ARNOLD COHEN, 48 READ STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to proposed resolution by Councilman Martinez on the dioxin situation and urged Council's support of same.

6-HC-j.

MR. BENNETT FARRAR, 64 HAWKINS STREET, NEWARK, NEW JERSEY, urged the Council to support Councilman Martinez's proposed resolution on the dioxin situation in the Ironbound.

Councilman Carrino said even though at this point it seems to be a problem strictly concentrated in the East Ward, it is a Newark problem. Whatever Councilman Martinez wants to do down there, they will all be in support of it and will do whatever is necessary to make sure no citizen of Newark, whether they live in the East Ward or not, has to live under that kind of a cloud.

Councilman Rice concurred with Councilman Carrino's remarks. He noted that the citizens of the West Ward Community Block Association groups have been meeting with reference to the dioxin problem and support them.

6-HC-k.

MS. MADELYN HOFFMAN, 47 READ STREET, NEWARK, NEW JERSEY, addressed the Municipal Council supporting the proposed resolution to be introduced by Councilman Martinez. The speaker pointed out that they have written to the DEP on a number of occasions requesting information about the testing, etc. but have received nothing from them. The speaker requested that the community be involved in the preparation of the ordinance.

6-HC-l.

MS. JOYCE FRANKLIN, 8 ROANOKE COURT, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the lack of policemen in her area and the lack of recreation for the youngsters.

President Grant said the speakers comments would not fall on deaf ears. They have implored Administration for several years that additional security ought to be put in place and certain other services. They can put as much pressure on Administration but it is up to the Mayor's Office to actually carry that out. There are representatives present in the audience from the Mayor's office to receive concerns and complaints of the citizens and suggested prior to the speaker leaving that she speak to Ms. Linda Hankerson.

6-HC-m.

MS. ANN IRWIN, 3 ROANOKE AVENUE, NEWARK, NEW JERSEY, thanked Councilman Martinez and the other Members of the Council for supporting them.

6-HC n.

MRS. DONNIE CLARK, 210 ORANGE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the filthy conditions existing in the City Newark and urged the Council to do something about same.

President Grant stated that since sitting on this Council that her remarks were one of the best presentation of conditions in the City of Newark. He knows that she is not here just to highlight conditions but to look for resolutions. He shares this with her. He thinks she understands that and he is not one to say "that is not my job" let someone else do it. All of them are equally responsible for every activity or inactivity that goes on in the City of Newark. He pointed out he met with the Mayor and discussed some of these matters with him and will continue to meet with the Mayor in an effort to put pressure both on him and Administration to make sure that the kind of things that are just basic are done. They had the persons in from Sanitation and the Council's question to them was "If a broom sweeper driver is not working, what is he doing? They were told they were put on the street with a hand machine. He noted various cities he has traveled to are clean and suggested to the Mayor that one thing they ought to do in an effort to help keep the streets clean is work the broom sweepers from midnight to eight in the morning. The Mayor has indicated he will take a look at this concept.

Councilman Tucker, through the Chair, requested that Mrs. Clark's remarks be submitted to the Mayor and to the various Department heads of Sanitation. He thinks the Council especially in dealing with a clean City is going to have to do more. They do not have the responsibility to drive the brooms, but they can find why half of those machines consistently break down. He knows the meeting they had with representatives of Sanitation, he was not satisfied with their responses. They either clean the streets and do the job they are being paid for or try to have them fired. He hopes the Mayor in his wisdom will change his position but his position in the past has been he will see what he can do. He thinks they have reached a point where they can no longer tolerate that statement. He thinks they as a Council are going to have to play a more direct role and make sure those services are rendered. He said he not only speaks for him-

self but he thinks he speaks for most Members of the Council when they say they are going to make sure that those brooms stay "unbroken" and also those men stay out on the streets cleaning. The only City he knows in this nation that is dirtier than Newark is Jersey City. He is going to do everything in his power to make sure that the Mayor stays on top of Director of Engineering Zach, Mr. Julianio and also Mr. Carter to clean these streets.

Councilman Rice concurred with remarks made by Councilman Tucker. He pointed out they are contracting out and beyond the problem of the equipment itself, he thinks one of the problems may very well be they will be compelled to do things he does not believe in. In the West Ward they refuse to accept contractors. He knows Newark citizens can be employed and do a good job. His position is that government, whether they like it or not, is a business and the attitude of management is of hiring and firing. For those persons with the brooms who don't want to participate, he is not going to contract that position out. He is going to fight to have them fired.

Councilman Branch pointed out that at the pre-meeting conference, there was a lengthy discussion held about the cleaning of the City. They just can't sit back and take "no" for an answer about the City being clean. There should be no excuse about the machines not functioning. People who live and pay taxes here want to be provided with services. They have had people calling them that they are receiving tickets for parking on the streets and the streets are not being cleaned. All the Members of the City of Newark concur with the speaker and they will have to continue pressuring them to have the streets clean.

Councilman Martinez said in his Ward he doesn't want the City men cleaning his streets. They have proved to be incompetent, they have proved they have broken the machines down, they have proven they do not want to work. You can't get rid of them. There is going to be a private contractor coming into the East Ward. When the City had total sanitation, they took one district and they had 30 trucks and 100 men to do a district. The private contractors in the same district, with 9 trucks, 27 men and you don't have to make an appointment to pick up the bulk garbage. He believes the private contract service that will be provided in the East and South Wards will improve the conditions in the City.

A motion to permit Ms. Eleanor Podlas to be heard under "Hearings of Citizens", was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

6-HC-o.

MS. ELEANOR PODLAS, 102 ALBERT AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council requesting additional police surveillance in the "dioxin area" until this all blows over.

Councilman Martinez said he thinks all of them have a resolution before them which is self-explanatory (7-R-dt, on today's agenda). One of the things that is included is not only FDR and Hyatt Court, but what he did was draw a boundary line, etc. He noted he had conversation with the Governor and indicated to him the concerns. One of the major concerns is that there is no community input. The community does not know what is going on. When the dioxin first broke out, the Railroad Tracks which they are talking about, ran right in front of Diamond Shamrock. Everyone in the community knew that they were transporting the product from the facility along the railroad track and taking it away. Why did they initially come to one location and wait a month later to come back to the Railroad Tracks, to him is simply beyond his reason. He believes now it has become a political thing, it becomes another press conference and they are going to find more contamination within that community somewhere else. One of the things that wasn't indicated was that in one area they found 50,000 parts per billion which is the highest this country ever found and all of this was pretty well hidden. The Farmers Market is taking a tremendous beating economically and with jobs. Some of the owners have indicated they have lost between 60% and 70% of their business because of the adverse publicity. He is going to ask that the federal people, EPA, the state officials of DEP, do a walking tour, taste the food within that area to try to bring some attention to national people that will not bring the product in or out of Farmers Market. He believes once the clean bill of health is given, he believes he heard that will be done in a week or two, he doesn't believe it. Whatever is on the resolution they will follow up on it and thanked his colleagues for the support and thanked the community.

Councilman Tucker said that there is more to it than the State is actually allowing them to deal with. He supports the resolution to be proposed by Councilman Martinez but they need to go a little further and try to get their congressional representatives and their United States Senators involved. He doesn't believe at this point in time they are getting all of the information. He had an opportunity to talk with an Epidemiologist up at the college with respect to this particular matter and indicated it appears to them that the State is basically functioning, not on a health basis but functioning on a political basis.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO AMEND CONTRACT WITH BLUE SHIELD/BLUE CROSS, EFFECTIVE SEPTEMBER 1, 1983, TO UPGRADE MEDICAL-SURGICAL BENEFITS TO P.A.C.E. LEVEL FOR ACTIVE EMPLOYEES AND THEIR DEPENDENTS REPRESENTED BY FRATERNAL ORDER OF POLICE, NEWARK LODGE #12, 25% OF ADDITIONAL COST TO BE ASSUMED BY EMPLOYEE VIA MONTHLY PAYROLL DEDUCTIONS; ALSO INCREASING RIDER "J" ALLOWANCE; FURTHER, EXTENDING MEDICAL-SURGICAL AND HOSPITALIZATION BENEFITS TO ELIGIBLE DEPENDENTS UNTIL END OF YEAR IN WHICH THEIR 23RD BIRTHDAYS OCCUR; COST OF SAID BENEFITS SHALL NOT EXCEED \$46,350. FOR 1983; COST OF CONTRACT IN FUTURE CONTINGENT UPON APPROPRIATION OF BUDGET FUNDS FOR EACH YEAR. (CONTRACTS AS AMENDED, AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-b.

RESOLUTION DIRECTING THE FINANCE DIRECTOR TO REFUND \$180. TO OUR LADY OF MT. CARMEL CHURCH DUE TO CANCELLATION OF 36 BINGO GAMES.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-c.

RESOLUTION ACCEPTING BID OF MICHAEL AZZU, FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 15, LOTS 25, 26 AND 27, 25-29 FULTON STREET, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13(a); FOR SUM OF \$17,500.; BASED UPON RESOLUTION 7-R-z (A.S.), MAY 19, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker, through the Chair, requested the conversation held at the pre-meeting conference of August 9, 1983 with Mr. Azzu be made part of these minutes.

A motion to adopt the resolution was made Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

(Excerpt from pre-meeting conference of August 9, 1983)

"Councilman Tucker queried since this was a Development Auction, what did Mr. Azzu envision doing with the property above and beyond the office space that was mentioned in the application.

Mr. Michael Azzu replied that he was an Engineer and intended to use some of the space for himself as an energy area primarily electrical, mechanical energy management. About 80% of the space would be subdivided. They intended to seek people in the Consulting field, Accounting, Attorneys and Engineers.

Councilman Martinez commended Mr. Azzu for buying this building. He said this building which was formerly a restaurant had the stoves and plumbing ripped out of the walls. He noted there was extensive damage done to this building and he knows one contractor estimated it would cost \$150,000. to rehabilitate this building. He questioned if Mr. Azzu had a time frame or does the Development Auction indicate what has to be done within a certain time.

Mr. Azzu responded the building was in very bad shape. They estimated it would cost somewhere in the area of \$100,000. to rehabilitate including the partitions. He noted there is a grey area that needs to be investigated regarding the existing mechanical system that has been damaged. They have not yet evaluated the extent of that damage or how much repair is needed.

Councilman Martinez queried if the grey area were to cost more money than expected, did Mr. Azzu intend to make this a parking lot.

Mr. Azzu advised that a parking lot was definitely out.

President Grant questioned what time frame was agreed upon with the City to complete renovations.

Mr. Azzu responded it was indicated within a year to 15 months but it had not been properly evaluated. He said once the plans were started he expected to start within 3 to 4 months.

Councilman Tucker questioned if Mr. Azzu envisioned under any circumstances to utilize this building as a parking lot or a disco.

Mr. Azzu responded in the negative to both.

Councilman Tucker queried if the Development Auction prevented them using that building as a parking lot. He noted it was their concern to sell the building but also to maintain the ratables but not to get into a flat bad land use which he calls a parking lot because the City does not make money on that.

Mr. Azzu responded the Disco and Parking lot are definitely out. He said the building lends itself as a restaurant but it was not really within their scope or imagination at this time. He advised that office space was their primary concern.

Councilman Tucker requested that they check with the Office of Real Property to make sure there is some stipulation in the Development Auction to insure these things do not take place. He said it should be stated what the intended use of the building would be.

Councilman Branch stated there was the possibility of requesting the Real Estate Commission to develop a resolution on this point.

Councilman Tucker stated he wanted to be sure the Development Auction is monitored.

President Grant noted it is only monitored when the Council calls it to their attention and that there should be an on-going monitoring of all City-owned properties and sales.

President Grant directed the Acting City Clerk to communicate with the Corporation Counsel and the Administrative Aide in the Office of Real Property advising that when property is sold through a Developmental Auction that it be stipulated what the intended and actual use of the property would be so that when it is rehabilitated it is not converted to another use."

7-R-d.

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY KNOWN AS 30 WALNUT STREET, BLOCK 880, LOT 1, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13(a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution see page 8 in the minutes of this meeting)

7-R-e.

RESOLUTION URGING THE PRESIDENT AND BOARD OF DIRECTORS OF SYMPHONY HALL CORPORATION TO FORBID ALL APPEARANCES AND PERFORMANCES BY ANY ARTIST WHO HAS ENTERTAINED BEFORE THE APARTHEID SYSTEM OF SEGREGATION IN THE REPUBLIC OF SOUTH AFRICA AND TO INFORM THE NEWARK SYMPHONY HALL CORPORATION OF COUNCIL'S INTENT TO INCORPORATE WITHIN THE NEXT LEASE AGREEMENT PROVISIONS WHICH WOULD FORBID ALL APPEARANCES, CONCERTS, SHOWS, PRODUCTIONS AND PERFORMANCES BY ANY ARTIST WHO HAS ENTERTAINED BEFORE THE APARTHEID SYSTEM OF SEGREGATION IN THE REPUBLIC OF SOUTH AFRICA.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice.

Councilman Carrino said he really has no problem with the resolution but questioned "any artist we entertained there"?

Councilman Tucker explained the Republic of South Africa obviously has an apartheid system. If an artist comes to the Republic of South Africa, they are participating in a process where they are playing to a segregated audience. They still have the old segregated situation we had in the South, whites on one side and blacks on the other side. The artists who participate in the process really in effect support that apartheid system. That is what the resolution is saying. If they participate in that process they should not in any way whatsoever come back without the public being mindful of what they have done and that they should not be authorized to participate in a theatrical vein at Symphony Hall.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-f.

RESOLUTION RECOGNIZING AND COMMENDING THE 100 BLACK MEN OF NEW JERSEY FOR THEIR MANY CONTRIBUTIONS TO THE GREATER NEWARK COMMUNITY.

(For action on this resolution see pages 3 and 4 in the minutes of this meeting)

7-R-g.

RESOLUTION AUTHORIZING MC GUIRE PUBLIC EMPLOYEES FEDERAL CREDIT UNION TO OCCUPY AT THE WILL OF THE MUNICIPAL GOVERNMENT OF THE CITY OF NEWARK AND WITHOUT CHARGE FOR APPROXIMATELY 2,924 SQUARE FEET OF SPACE ON SECOND FLOOR OF CITY HALL ANNEX, PREVIOUSLY USED AS THE TRAFFIC VIOLATIONS BUREAU.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the Acting City Clerk to invite Business Administrator Hill, Assistant Business Administrator Banker and Director of General Services Toma to meet with the Council at their pre-meeting conference September 6, 1983 was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

August 10, 1983

7-R-h.

RESOLUTION RECOGNIZING AND COMMENDING MR. FRED ALLEN, CHAIRMAN OF THE BOARD OF ESSEX & UNION MORTGAGE COMPANY, INC., FOR OUTSTANDING SERVICE TO THE GREATER NEWARK COMMUNITY.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-i.

RESOLUTION URGING THE NEWARK BOARD OF EDUCATION TO INCLUDE THE PREVENTION, DETECTION AND TREATMENT OF INCEST AS PART OF THE FAMILY LIFE CURRICULUM IN THE NEWARK SCHOOL SYSTEM.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-j.

RESOLUTION EXTENDING SINCERE CONGRATULATIONS TO LOURDES GUERRERO ZAYAS OF NEWARK, ON HER SELECTION AS "MISS PUERTO RICO 1983".

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-k.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$2,875. TO MILDRED LUCIANO AND HER ATTORNEY, MICHAEL PETROLLE, ESQ., 91 MAIN STREET, WEST ORANGE; CHECK IN AMOUNT OF \$1,437.50 TO MARGARET RESTAINO AND HER ATTORNEY, MICHAEL PETROLLE, ESQ.; CHECK IN SUM OF \$1,437.50 TO ANTOINETTE VENTOLA AND HER ATTORNEY, MICHAEL PETROLLE, ESQ., UPON RECEIPT OF GENERAL RELEASE IN FAVOR OF CITY OF NEWARK AND EXECUTED BY MS. LUCIANO, MS. RESTAINO AND MS. VENTOLA; TOGETHER WITH ALL OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; SAID PERSONS WERE PASSENGERS IN AUTOMOBILE WHICH WAS INVOLVED IN ACCIDENT WITH MOTOR VEHICLE OWNED BY CITY OF NEWARK AT INTERSECTION OF SPRINGDALE AVENUE AND NORTH ARLINGTON AVENUE IN CITY OF EAST ORANGE. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and a correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-1.

RESOLUTION ACCEPTING AND APPLYING AGREED SETTLEMENT OF \$3,500. IN FULL SATISFACTION OF DEMOLITION LIEN ON PROPERTY KNOWN AS BLOCK 2784, LOT 15, 18 EARL STREET ON TAX MAP OF CITY OF NEWARK, OWNED BY RENEE STARKS; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FURTHER ISSUING GENERAL RELEASE FROM PERSONAL LIABILITY TO RENEE STARKS FOR ANY COST AND EXPENSE INCURRED BY CITY OF NEWARK TO DEMOLISH SAID BUILDING.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-m.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$150. PAYABLE TO JOHN GARLAND AND HOROWITZ, BROSS AND SININS, HIS ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL, FOR DAMAGES TO HIS VEHICLE WHEN INVOLVED IN ACCIDENT WITH NEWARK POLICE VEHICLE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT SEEKING RECOVERY FOR SAID VEHICULAR DAMAGE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-n.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$7,200. PAYABLE TO CARMEN LARROSA AND HER ATTORNEYS ORTIZ AND VELEZ, 168 BLOOMFIELD AVENUE, NEWARK, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR PERSONAL INJURIES ALLEGEDLY INCURRED IN A MOTOR VEHICLE ACCIDENT AT INTERSECTION OF BROADWAY AND FOURTH AVENUE ON JANUARY 19, 1980, WITH MOTOR VEHICLE DRIVEN BY CITY EMPLOYEE. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-o.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$750. TO CLIFFORD GLENN, JR. AND HIS ATTORNEY, BERNARD K. FREAMON, ESSEX-NEWARK LEGAL SERVICES, 1095 RAYMOND BOULEVARD, NEWARK, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MR. GLENN IN FAVOR OF CITY OF NEWARK TOGETHER WITH ANY DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL. (INSTITUTED LAWSUIT IN ESSEX COUNTY DISTRICT COURT ALLEGING HE HAD BEEN UNLAWFULLY DETAINED BY NEWARK POLICE DEPARTMENT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

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7-R-p.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECK IN SUM OF \$3,000. TO RICHARD BAUCUM AND HIS ATTORNEY, SIDNEY BERMAN, 1185 MORRIS AVENUE, UNION, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MR. BAUCUM IN FAVOR OF CITY OF NEWARK TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR INJURIES SUSTAINED TO MR. BAUCUM WHEN DRIVING BUS ON MARKET STREET DROVE ONTO PORTION OF ROAD WHICH HAD BEEN UNDERMINED BY A LEAKING WATER PIPE CONTROLLED BY CITY OF NEWARK. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-q.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$2,500. TO RUTH WHITE AND HER ATTORNEYS FREEMAN & BASS, 24 COMMERCE STREET, NEWARK, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MS. WHITE IN FAVOR OF CITY OF NEWARK TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR PERSONAL INJURIES SUSTAINED WHEN SHE TRIPPED OVER RAISED PORTION OF SIDEWALK AT 701-705 BROAD STREET. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-r.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$3,500. ROSE V. FOLTZER AND HER ATTORNEY, WILLIAM J. SORIANO, 314 BROAD STREET, BLOOMFIELD, UPON RECEIPT OF GENERAL RELEASE EXECUTED BY MS. FOLTZER IN FAVOR OF CITY OF NEWARK TOGETHER WITH ANY OTHER DOCUMENTS DEEMED NECESSARY BY CORPORATION; FOR PERSONAL INJURIES SUFFERED WHEN SHE TRIPPED AND FELL OVER A POTHOLE CROSSING NORTH 12TH STREET IN VICINITY OF 342 NORTH 12TH STREET. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, ESSEX COUNTY)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-s.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$94.46 PAYABLE TO DURALAC CHEMICAL CORPORATION AND THEIR ATTORNEY, ROBERT SOLOMON, UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR DAMAGES SUSTAINED TO VEHICLE OWNED BY SAID CORPORATION AND DRIVEN BY MR. LESTER WHO WAS INVOLVED IN AN ACCIDENT ON LOCKWOOD AND FERRY STREETS WHEN SAID VEHICLE FELL INTO AN OPEN MANHOLE. (INSTITUTED SUIT IN ESSEX COUNTY DISTRICT COURT TO RECOVER DAMAGES IN SUM OF \$188.91)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-t.

RESOLUTION AMENDING RESOLUTION 7-R-bq, JUNE 22, 1983, CONTRACT WITH MOUNT CARMEL GUILD/CATHOLIC COMMUNITY SERVICES, FOR SUMMER YOUTH EMPLOYMENT PROGRAM FOR THE HANDICAPPED, FOR PERIOD JUNE 20, 1983 TO SEPTEMBER 30, 1983, BY INCREASING CONTRACT AMOUNT BY \$24,059., TOTALLING \$172,059. INSTEAD OF \$148,000. AND CHANGING WORKING HOURS FROM 140 TO 170; ALL OTHER PROVISIONS REMAIN UNCHANGED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-u.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION AND TRU URBAN RENEWAL CORP. FOR PURPOSE OF TRANSFERRING GRANT FUNDS TO NEWARK ECONOMIC DEVELOPMENT CORPORATION; CONTRACT PROVIDES FOR TRANSFER OF FUNDS IN AMOUNT OF \$915,000. TO NEWARK ECONOMIC DEVELOPMENT CORPORATION CONTINGENT UPON RECEIPT OF GRANT FUNDS FROM DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, FOR PURPOSE OF MAKING A LOAN TO TRU URBAN RENEWAL CORP. FOR CONSTRUCTION OF PRIMARY WAREHOUSE AND PURCHASE OF CAPITAL EQUIPMENT AT 888 DOREMUS AVENUE, NEWARK; ADMINISTRATIVE COSTS TO NEWARK ECONOMIC DEVELOPMENT CORPORATION SHALL NOT EXCEED \$15,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-v.

RESOLUTION AMENDING RESOLUTION 7-R-cd, NOVEMBER 23, 1982, CONTRACT WITH LEAGUERS YOUTH AND NEIGHBORHOOD DEVELOPMENT CENTER PROGRAM, FOR PERIOD AUGUST 11, 1982 TO AUGUST 31, 1983; IN SUM OF \$115,587.32; BY CHANGING TERMINATION DATE TO DECEMBER 31, 1983; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

7-R-w.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO AND EXECUTE CONTRACT WITH EDWARD SZELEWA, M.D., FOR PROVISION OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH'S PEDIATRIC CLINIC FOR PERIOD JULY 8, 1982 TO DECEMBER 31, 1982; IN SUM OF \$4,872.02. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-x.

RESOLUTION RATIFYING CONTRACT WITH CENTURY CONSOLIDATED SERVICES, INC., AS PRIMARY CONTRACTOR AND VOLPE SERVICE CO., INC., AS SECONDARY BACK-UP CONTRACTOR, FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACTS WITH CENTURY CONSOLIDATED SERVICES, INC., 13 HECKEL STREET, BELLEVILLE AND VOLPE SERVICE CO., INC., 148 SOUTH VALLEY ROAD, WEST ORANGE, TO PROVIDE AIR CONDITIONING AND REFRIGERATION MAINTENANCE, REPAIRS, PARTS AND PROVIDE NEW AIR CONDITIONERS, LOWEST RESPONSIBLE BIDS RECEIVED, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984; FOR SUM NOT TO EXCEED \$100,000., IN ACCORDANCE WITH BID SPECIFICATIONS; \$30,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF GENERAL SERVICES, PUBLIC BUILDINGS; ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-y.

RESOLUTION RATIFYING CONTRACT WITH A & L WINDOW CLEANING CO., FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A & L WINDOW CLEANING, 44 JEFFERSON STREET, NEWARK, LOWEST RESPONSIBLE BID RECEIVED, FOR PROVIDING WINDOW CLEANING SERVICES, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984; FOR SUM NOT TO EXCEED \$50,000.; \$10,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DIVISION OF BUILDINGS AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-z.

RESOLUTION RATIFYING CONTRACT WITH AUTOMATIC DATA PROCESSING OF WASHINGTON D.C., FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH AUTOMATIC DATA PROCESSING OF WASHINGTON D.C., 405 ROUTE 3, CLIFTON, ONLY RESPONSIBLE BID RECEIVED, FOR PROVIDING DATA PROCESSING RENT COLLECTION SYSTEM, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984, IN SUM OF \$25,000.; \$15,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF ADMINISTRATION AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani.
Not Voting: President Grant.

7-R-ba.

RESOLUTION RATIFYING CONTRACT WITH A. LEMBO AUTO BODY PARTS, INC. FOR JULY 1, 1983 TO AUGUST 11, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A. LEMBO AUTO BODY PARTS, INC., 76 RIVERSIDE AVENUE, NEWARK, LOWEST RESPONSIBLE BID RECEIVED, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984; FOR PROVIDING SNOW PLOW REPAIRS AND PARTS AND MOUNTING OF SNOW PLOW "A" FRAMES, FOR SUM OF \$50,000.; \$13,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF ENGINEERING AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-bb.

RESOLUTION RATIFYING CONTRACT WITH ZENITH MAINTENANCE SERVICE, INC., FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH ZENITH MAINTENANCE SERVICE, INC., 20 PHILLIP DRIVE, EDISON, LOWEST RESPONSIBLE BID RECEIVED, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984; FOR PROVIDING CARPET CLEANING, FOR SUM OF \$25,000.; \$5,000. ENCUMBERED IN 1983 OPERATING BUDGET OF DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bc.

RESOLUTION RATIFYING CONTRACT WITH A & A AUTOMOTIVE MAINTENANCE CO., FOR PERIOD JULY 1, 1983 TO AUGUST 11, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH A & A AUTOMOTIVE MAINTENANCE CO., 44 GLENWOOD AVENUE, EAST ORANGE, LOWEST RESPONSIBLE BID RECEIVED, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984; FOR PROVIDING LUBRICATION, GREASING AND OIL CHANGE FOR HEAVY DUTY VEHICLES, FOR SUM OF \$50,000.; \$10,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF GENERAL SERVICES, DIVISION OF MOTORS AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani.

Councilman Martinez respectfully requested the movers to have this resolution deferred. He asked a question yesterday at the pre-meeting conference whether this company was in bankruptcy.

President Grant replied that Purchasing Agent Lucarelli indicated yesterday that he had spoken to the owner who assured him they were in no danger of bankruptcy.

Councilman Martinez requested five minutes and will produce a copy from the courts that he is in bankruptcy.

President Grant withdrew his motion to adopt.

Councilwoman Villani withdrew her second to the motion.

A motion to defer action on this resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

At a later time in the meeting, after Resolution 7-R-ci, a motion to reconsider Resolution 7-R-bc was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Rice.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Rice.

August 10, 1983

7-R-bd.

RESOLUTION RESCINDING RESOLUTION 7-R-em, JUNE 24, 1981, "RESOLUTION APPROVING REVISED TAX ABATEMENT APPLICATION AND RELATED AGREEMENT FOR PARKSIDE TERRACE ASSOCIATES, LTD., FOR PREMISES 521-535 ELIZABETH AVENUE, a/k/a 1-25 RENNER AVENUE (BLOCK 3637, LOTS 1, 2 AND 4); 10-16 CUSTER PLACE (BLOCK 3565, LOTS 26 AND 28); 18-26 CUSTER PLACE (BLOCK 3565, LOT 22), FOR REHABILITATION AND CONSTRUCTION OF 121 UNITS TO BE OCCUPIED BY SENIOR CITIZENS AND FAMILIES OF THE HANDICAPPED, WITH ASSISTANCE BY THE NEW JERSEY HOUSING FINANCE AGENCY; GRANTING EXEMPTION FROM TAXATION FOR A PERIOD OF THE LESSER OF FIFTY (50) YEARS FROM THE COMPLETION OF PROJECT OR TERM OF FIRST MORTGAGE TO BE PLACED UPON THE PROPERTY IN CONNECTION WITH THIS CONSTRUCTION OR COMPLETION."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-be.

RESOLUTION RATIFYING CONTRACT WITH KEVAH KONNER, INC., FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH KEVAH KONNER, INC., ROUTE 46, PINEBROOK, NEW JERSEY, LOWEST RESPONSIBLE BID RECEIVED, FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984, FOR PROVIDING BUS TRANSPORTATION FOR CHILDREN, FOR SUM OF \$35,000.; \$13,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF RECREATION AND PARKS AND ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN THAT FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bf.

RESOLUTION RATIFYING CONTRACT WITH SAMUEL KLEIN AND COMPANY FOR PERIOD JULY 25, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING MAYOR AND ACTING MUNICIPAL COMPTROLLER TO ENTER INTO AND EXECUTE CONTRACT WITH SAMUEL KLEIN AND COMPANY, FOR PERIOD AUGUST 11, 1983 TO DECEMBER 30, 1983, FOR AUDITING OF CITY OF NEWARK'S CETA PROGRAM FOR FISCAL YEARS 1982 AND 1983 INCLUDING ITS SUB-GRANTEES; TOTAL ESTIMATED DOLLARS TO BE AUDITED IS \$16,943,525.; AMOUNT OF CONTRACT SHALL NOT EXCEED \$68,115.; NO PAYMENTS TO BE MADE UNTIL MUNICIPAL COUNCIL APPROVES AUDIT REPORTS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE"; PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)(1)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bg.

RESOLUTION AUTHORIZING MAYOR TO DEVELOP NEWARK'S JOB TRAINING PLAN FOR FISCAL YEAR 1984 IN COOPERATION WITH NEWARK PRIVATE INDUSTRY COUNCIL UNDER THE JTPA WITH THE STATE DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION FOR PERIOD OCTOBER 1, 1983 TO JUNE 30, 1984.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bh.

RESOLUTION AMENDING RESOLUTION 7-R-bt, JUNE 22, 1983, NEWARK'S FISCAL YEAR 1983 ANNUAL PLAN UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT AMENDMENTS OF 1978 UNDER UNITED STATES DEPARTMENT OF LABOR-EMPLOYMENT AND TRAINING ADMINISTRATION; BY INCREASING GRANT AMOUNT BY \$750,000., TOTALLING \$5,262,298. INSTEAD OF \$4,512,298.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-bi.

RESOLUTION CONFIRMING ACTION TAKEN BY DIRECTOR OF ENGINEERING TO SECURE SERVICES OF A.G. MAZZOCCHI, INC., RICO CONTRACTORS, GIORDANO COMPANY, INC., PETER JUZEFYK EXCAVATING CO., INC., ALL LOWEST RESPONSIBLE BIDS RECEIVED, FOR DEMOLITION OF STRUCTURES, PURSUANT TO N.J.S.A. 40A:11-6; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO RENDER PAYMENT TO A.G. MAZZOCCHI, INC., 10 ORCHARD STREET, MADISON, FOR PROJECT KNOWN AS 31 STIRLING STREET, SUM OF \$2,875.; RICO CONTRACTORS, 340 WILSON AVENUE, PROJECT KNOWN AS 120 ORATON STREET, SUM OF \$7,944.; GIORDANO COMPANY, INC., 170-180 FRELINGHUYSEN AVENUE, FOR PROJECT KNOWN AS 114, DICKERSON STREET AND 250 SOUTH 7TH STREET, IN SUM OF \$8,600.; PETER JUZEFYK EXCAVATING CO., INC., 428 EDGAR ROAD, ELIZABETH, FOR PROJECT KNOWN AS 670 HUNTERDON STREET, 124 PESHINE AVENUE AND 237 4TH STREET, IN SUM OF \$9,950.; PAYMENTS TO BE RENDERED UPON COMPLETION OF DEMOLITION IN ACCORDANCE WITH SPECIFICATIONS; FUNDS PROVIDED BY H.C.O.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani.
No: President Grant.

7-R-bj.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR INSPECTION OF REAL PROPERTY, DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this Resolution to Administration since it was a duplication was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-bk.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR ELEVATOR MAINTENANCE, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the Acting City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference September 6, 1983 was made by Councilman Tucker, seconded by Councilwoman Villani.

Councilman Tucker recalled an incident that took place one day this week wherein his Aide was stuck in the elevator for about a hour and a half. The person who has the maintenance contract on the elevators is from New York and he finds that odd. The question also has to be raised that if someone did not notice the elevator was not moving, that person would still be there now. There are no telephones in the elevators.

The motion to defer action on this resolution and directing the Acting City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference September 6, 1983 was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-b1.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR SECURITY SERVICES, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

At a later time in the meeting, after Resolution 7-R-ci, a motion to reconsider this Resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman Tucker stated this is the Guard service that they had a major problem with last year and they instructed Assistant Business Administrator Banker to make sure they have armed guard services at City Hall. He thinks that has worked. There is no stipulation in this resolution similar to what they had last year.

Councilman Rice indicated that too many times he has come to City Hall in the evenings and there were no guards visible and the door was wide open. He should be visible at all times and the doors should be locked and requested a "door post" be forwarded to the Council from Administration.

A motion to amend the resolution stating that Uniformed Armed Guards Only Shall be Used at Newark City Hall, 920 Broad Street, Newark, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution, as amended, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bm.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR CHRISTMAS DECORATIONS FOR THE CENTRAL BUSINESS DISTRICT, DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bn.

RESOLUTION AUTHORIZING PURCHASING AGENT TO ADVERTISE AND RECEIVE BIDS FOR INSTALLING CHAIN LINK FENCE (PARTS AND LABOR), DEPARTMENT OF GENERAL SERVICES, DIVISION OF PUBLIC BUILDINGS; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bo.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE, VARIOUS TYPES OF STEEL, POLICE DEPARTMENT, DEMOLITION TEAM, DIVISION OF TRAFFIC AND SIGNALS AND DIVISION OF MOTORS; PURSUANT TO N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bp.

RESOLUTION AUTHORIZING PURCHASING AGENT TO SELL 145 JUNK VEHICLES, IN POSSESSION OF NEWARK POLICE DEPARTMENT FOUND ABANDONED AND UNCLAIMED; PURSUANT TO N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bq.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ISSUE CARNIVAL LICENSE TO NEW HOPE BAPTIST CHURCH FOR PERIOD OCTOBER 2, 1983 TO OCTOBER 9, 1983; TO BE HELD AT 12TH AVENUE AND WEST MARKET STREET; INSURANCE CARRIER-CHARLES R. MYERS, 2939 MOSSROCK, SAN ANTONIO, TEXAS; PURSUANT TO R.O. 5:10-3 & 4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-br.

RESOLUTION AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ISSUE CARNIVAL LICENSE TO NEW HOPE BAPTIST CHURCH FOR PERIOD SEPTEMBER 8, 1983 TO SEPTEMBER 18, 1983; TO BE HELD AT 199-207 IRVINE TURNER BOULEVARD; INSURANCE CARRIER - CHARLES R. MYERS, 2939 MOSSROCK, SAN ANTONIO, TEXAS; PURSUANT TO R.O. 5:10-3 & 4.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

August 10, 1983

7-R-bs.RESOLUTION APPOINTING HARRIEL LACY, SPECIAL POLICE OFFICER, FOR YEAR
ENDING DECEMBER 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bt.RESOLUTION APPOINTING HENRY EURE AND RONALD GAINES, SPECIAL POLICE OFFICERS,
FOR YEAR ENDING DECEMBER 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bu.RESOLUTION AMENDING RESOLUTION 7-R-bq (A.S.), JULY 6, 1983, CONTRACTS
WITH CHESSON CONSTRUCTION CO. INC. AND PETTIFORD & PETTIFORD, INC., BY AUTHORIZ-
ING LOCAL SAFE AND CLEAN NEIGHBORHOODS ADMINISTRATOR, WAYMON JESSIE TO EXECUTE
SAID CONTRACTS AND EXECUTE CHANGE ORDERS AS NEEDED, NOT TO EXCEED ADDITIONAL
\$2,500. FOR EACH CONTRACT; INSTEAD OF AUTHORIZING DEPARTMENT OF ADMINISTRATION,
OFFICE OF SAFE AND CLEAN ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker said he understands that Mr. Jessie is the Director of Safe and Clean Neighborhoods Program. He questioned why are they authorizing him to execute a Change Order.

President Grant said as part of the administrative responsibility, they gave him the power to execute a Change Order. He works for the Business Administrator and maybe he ought to be made to co-sign.

Councilman Tucker said usually a Change Order comes under a Department Head. It is a bad precedent.

President Grant suggested they amend this resolution to indicate this Change Order be co-signed by the Business Administrator or the head of the Department.

A motion to amend the Resolution by including statement that any contracts authorized by the Administrator of Safe and Clean Neighborhoods Program should also bear the approval of the Business Administrator was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant questioned if anyone was present from the Law Department.

President Grant questioned Assistant Corporation Counsel Mendez, relative to the Council amending an action that has been signed by the Law Department, because sometimes strange rulings come back and say the Council does not have the authority to amend a piece of legislation presented and signed by the Corporation Counsel or the Assistant Corporation Counsel. What they did was amend this resolution not to change any change orders but to amend that the Department Head be a co-signee in that matter.

Assistant Corporation Counsel Mendez replied he will have to check that out.

7-R-bv.

RESOLUTION ADOPTING NEWARK AFFIRMATIVE ACTION PROGRAM, AS AMENDED. (EMPLOYMENT OF MINORITIES AND THE UTILIZATION OF MINORITY BUSINESS ENTERPRISES IN CONSTRUCTION CONTRACTS AND TAX ABATEMENT AGREEMENTS WITH THE CITY OF NEWARK)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bw.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO APPLY TO LOCAL FINANCE BOARD FOR QUALIFICATION OF BONDS FOR PROJECTS LISTED ON SAID RESOLUTION, IN ACCORDANCE WITH MUNICIPAL QUALIFIED BOND ACT; PURSUANT TO N.J.S.A. 40A:3-1 ET SEQ. (ACQUISITION OF HEAVY DUTY PUBLIC WORKS & FIRE VEHICLES-\$2,567,850.; CONTINUATION OF FIRE STATION REHABILITATION PROGRAM-\$147,250.; RESURFACING OF STREETS, CITY-WIDE-\$950,000.; CONSTRUCTION OF NEW WELFARE BUILDING-\$1,140,000.; CONSTRUCTION RENOVATION OF 94 WILLIAM STREET-\$893,000.; PARKING NEW PUBLIC HEALTH BUILDING-\$179,027.; ACQUISITION AND INSTALLATION OF AIR CONDITIONING AND CLIMATE CONTROL MAIN BUILDING-\$1,509,178.; CONTINUING DESIGN STUDY AND RECONSTRUCTION OF 53 WASHINGTON STREET/NEWARK MUSEUM, PHASE II-\$266,684.; NEWARK MUSEUM/TOTAL PLANT SECURITY SYSTEM, PHASE II-\$176,510.; DESIGN AND CONSTRUCTION AND LAND ACQUISITION FOR THE NEWARK RIVERFRONT PROJECT, PUBLIC IMPROVEMENTS-\$375,725.; RECONSTRUCTION OF STOCKTON STREET AND WILSON AVENUE INTERSECTION-\$76,912.; RENOVATION OF JFK RECREATION CENTER-\$712,500.; REHABILITATION OF WILSON AVENUE RECREATION CENTER-\$760,000.; REHABILITATION OF IRONBOUND RECREATION CENTER-\$807,500. AND TOTAL FACILITY RECONSTRUCTION, MORRIS RECREATION CENTER-\$760,000.; TOTALLING \$11,322,136.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bx.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND \$750. ON DEPOSIT TO MR. BRENDAN O'FLAHERTY, TREASURER, CAUFIELD CAMPAIGN FUND, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY; REQUIRED BY ORDINANCE 6-S & F-1, DATED FEBRUARY 18, 1981 AS AMENDED. (ORDINANCE REGULATING THE POSTING OF POLITICAL CAMPAIGN SIGNS)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-by.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THREE HUNDRED AND NINETY DOLLARS (\$390.) TO MR. JAMES F. RONEY, FOR AN AMUSEMENT PARLOR LICENSE NOT ISSUED (444 SOUTH 10TH STREET, NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-bz.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND NINETY DOLLARS (\$90.) TO MR. TIMOTHY QUARLES, FOR A RESTAURANT LICENSE NOT ISSUED (74 SOUTH MUNN AVENUE, NEWARK)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ca.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND FOUR HUNDRED AND NINETY DOLLARS (\$490) TO MR. CHARLES NYE, FOR A DISTRIBUTOR LICENSE NOT ISSUED. (56 ANNIN ROAD, WEST CALDWELL)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cb.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TO MAIDEN LANE PARKING MANAGEMENT, INCORPORATED, 82 COMMERCIAL STREET, NEWARK, NEW JERSEY, 07105, THE SUM OF \$28,285.86, NOW ON RECORD IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE, DUE TO PAYMENT MADE ON ESTIMATED WATER CHARGES ON ACCOUNT NO. 09-485-0100-0, 82 COMMERCIAL STREET, NEWARK, NEW JERSEY, BLOCK 169, LOT 75.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the Acting City Clerk to invite Mr. Joseph Paradise, Director, Division of Water Accounting and Customer Service to the September 6, 1983 pre-meeting conference was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes;

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cc.

RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TO UNITY TEMPLE HOUSE OF GOD SAINTS IN CHRIST, 38 HOLLAND STREET, NEWARK, NEW JERSEY, 07103, THE SUM OF \$2,238.81, NOW ON RECORD IN THE DIVISION OF WATER ACCOUNTING AND CUSTOMER SERVICE DUE TO PAYMENT MADE ON ESTIMATED WATER CHARGES ON ACCOUNT NO. 03-156-1450-00, 38 HOLLAND STREET, NEWARK, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cd.

RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL \$159,773.55 OUTSTANDING WATER/SEWER CHARGES ON PROPERTIES WHICH THE CITY OF NEWARK HAS FORECLOSED; PURSUANT TO IN REM FORECLOSURE, AS PER ATTACHED SCHEDULE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ce.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALING \$190,505.16 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, TAX COURT JUDGEMENTS AND CASH OVERPAYMENTS FOR YEARS 1975, 1976, 1977, 1978, 1979, 1980, 1981 AND 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cf.

RESOLUTION AUTHORIZING FINANCE DIRECTOR TO ISSUE CHECKS TO PERSONS AND IN AMOUNTS SHOWN ON ANNEXED EXHIBIT A, TOTALLING \$359,633.72 FOR OVERPAYMENTS CARRIED ON BOOKS AND RECORDS OF ACTING TAX COLLECTOR BY REASON OF COUNTY BOARD JUDGEMENTS, SENIOR CITIZEN ALLOWANCE, VETERAN'S ALLOWANCE AND CASH OVERPAYMENTS FOR YEARS 1977, 1978, 1979, 1980, 1981, 1982 AND 1983.

(Copy of resolution and correspondence submitted to each Member of the Council).

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant requested the Acting City Clerk to send a letter to the Honorable Mayor, Kenneth A. Gibson asking if he intends to change the status of the Acting Tax Collector for the City of Newark.

Councilman Tucker said what has happened is that the Council for whatever reason in their wisdom has never appointed the Tax Collector. Although the Mayor has recommended, the Council somehow or other has not been amenable to approve him. If they want him to stay as the Tax Collector, after all these years, they should at least approve him.

President Grant requested the Acting City Clerk to communicate with Acting Corporation Counsel Pidgeon requesting a legal opinion on the status of the Acting Tax Collector, Mr. Kenneth A. Joseph.

7-R-cg.

RESOLUTION DELETING FOR A PERIOD OF NINETY DAYS, TRAFFIC REGULATION DESIGNATING LAFAYETTE STREET, BETWEEN BROAD STREET AND MULBERRY STREET, AS A WESTBOUND ONE-WAY STREET, FROM DATE OF APPROVAL OF THIS RESOLUTION BY STATE DEPARTMENT OF TRANSPORTATION IF WARRANTED, UPON COMPLETION OF STUDY AND EVALUATION BY THE FIRE DEPARTMENT AND DEPARTMENT OF ENGINEERING OF THE TWO-WAY OPERATION TRAFFIC IMPACT ON LAFAYETTE STREET, THE LATTER WILL PREPARE ORDINANCE DELETING CURRENT ONE-WAY REGULATION AT SAID STREET; PURSUANT TO SECTION 39:4-197.3 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ch.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" FORECLOSURE JUDGEMENT WITH CALVIN HEARD, OWNER OF 37 HALSTED STREET, BLOCK 4202, LOT 21, FOR TOTAL AMOUNT TO REDEEM IN SUM OF \$4,021.85; TOTAL ARREARAGE SUM DUE CITY OF NEWARK, PLUS SUBSEQUENT YEARS' TAXES BE PAID IN FULL ON DATE OF REDEMPTION.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

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Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-ci.

RESOLUTION GRANTING TAX EXEMPTION ON IMPROVEMENT ON PROPERTY 788-794
MT. PROSPECT AVENUE, BLOCK 779, LOT 31, OWNED BY ROBERT SALOVITCH, RICHARD FEINSTEIN,
BOGDAN BIENKO, MATTHEW PARISI, t/a 794 MT. PROSPECT REALTY CO., FOR PERIOD COMMENCING
JANUARY 1, 1984 AND TERMINATING DECEMBER 31, 1988; PURSUANT TO ORDINANCE 6-S
& F-b, MAY 17, 1978 AND AMENDED BY ORDINANCE 6-S & F-h, SEPTEMBER 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded
by Councilwoman Villani and declared adopted by President Grant by the following
votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-cj.

RESOLUTION AUTHORIZING CORPORATION COUNSEL TO EXECUTE STIPULATION OF SETTLEMENT
WITH REGARD TO CERTAIN PROPERTIES AS SET FORTH IN SCHEDULE "A", UPON RECEIPT
OF ALL DOCUMENTS DEEMED APPROPRIATE.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by
Councilman Tucker and declared adopted by President Grant by the following
votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-ck.

RESOLUTION GRANTING EXTENSION OF LEAVE OF ABSENCE WITHOUT PAY TO EDDIE
MAE LIVINGSTON, ASSISTANT CHIEF CLERK, DEPARTMENT OF HEALTH AND WELFARE, DIVISION
OF WELFARE, FOR PERIOD BEGINNING JULY 19, 1983 AND ENDING JANUARY 18, 1984.
(ADMINISTRATIVE SECRETARY - NEWARK MUNICIPAL COUNCIL - FIRST LEAVE BEGAN JULY
19, 1982)

A motion to adopt the resolution was made by Councilman Tucker, seconded
by Councilman Rice and declared adopted by President Grant by the following
votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-cl.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$1,000.
PAYABLE TO CATHERINE GRAYER AND HER ATTORNEY RALPH CAPONE, UPON RECEIPT OF
ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; FOR PERSONAL INJURIES
ALLEGEDLY CAUSED BY A DANGEROUS CONDITION OF PROPERTY OF CITY OF NEWARK AND
HOME LIQUORS. (INSTITUTED SUIT IN SUPERIOR COURT OF NEW JERSEY, LAW DIVISION,
ESSEX COUNTY - HOME LIQUORS TO PAY \$6,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded
by President Grant and declared adopted by President Grant by the following
votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-cm.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$15,000.
PAYABLE TO VANNESS ROPER, AN INFANT, BY HIS GUARDIAN AD LITEM, RACHEL ROPER
AND WILDSTEIN, SMITH AND WILDSTEIN, THEIR ATTORNEYS, UPON RECEIPT OF ALL DOCUMENTS
DEEMED NECESSARY BY CORPORATION COUNSEL; FOR INJURIES SUSTAINED TO VANNESS
ROPER IN BUILDING OWNED BY CITY OF NEWARK, 26 KEARNY STREET, AS RESULT OF NEGLIGENCE
BY CITY OF NEWARK. (INSTITUTED SUIT IN LAW DIVISION, ESSEX COUNTY, SUPERIOR
COURT)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cn.

RESOLUTION REJECTING BIDS RECEIVED FOR 38-40 SOUTH ORANGE AVENUE AND 226-32 BADGER AVENUE; SINCE BIDDERS DID NOT CONFORM TO CONDITIONS STIPULATED IN RESOLUTION 7-R-dq, JUNE 22, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-co.

RESOLUTION VOIDING LEASING OF PROPERTY KNOWN AS 195 BLOOMFIELD AVENUE, BASED UPON RESOLUTION 7-R-bs (A.S.), JULY 6, 1983, AUTHORIZING THE LEASING OF SAID PROPERTY. (NO BIDS WERE RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cp.

RESOLUTION VOIDING LEASING OF PROPERTY KNOWN AS 261 SOUTH ORANGE AVENUE AND 453-57 SOUTH 7TH STREET, BASED UPON RESOLUTION 7-R-bt (A.S.), JULY 6, 1983, AUTHORIZING THE LEASING OF SAID PROPERTIES. (NO BIDS WERE RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg.

RESOLUTION VOIDING LEASING OF PROPERTY KNOWN AS 15-19 STONE STREET, 155-171 BADGER AVENUE AND 226-230 JELLIFF AVENUE, BASED UPON RESOLUTION 7-R-dq (A.S.), JUNE 22, 1983, AUTHORIZING THE LEASING OF SAID PROPERTIES. (NO BIDS WERE RECEIVED)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cr.

RESOLUTION VOIDING AUTHORIZATION TO SOLICIT SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTY LISTED ON SCHEDULE "A", PURSUANT TO RESOLUTION 7-R-e, ADOPTED JUNE 28, 1983. (PROPERTY RECEIVED NO BIDS (276-284 CLINTON AVENUE a/k/a 1-7 MILFORD AVENUE))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman Carrino, through the Chair, requested the Acting City Clerk to communicate with Assistant Business Administrator Banker to quickly advise the Council what procedure he is going to follow in regard to the sale and leasing of real property.

7-R-cs.

RESOLUTION VOIDING SALE OF CITY-OWNED PROPERTY, PER SCHEDULE "A", AUTHORIZED BY RESOLUTION 7-R-dx (A.S.) ADOPTED APRIL 20, 1983; NO BIDS RECEIVED. (300 WAINWRIGHT STREET a/k/a 385-391 CHANCELLOR AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ct.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE LEASING OF NON-RESIDENTIAL PROPERTIES PER ATTACHED SCHEDULE "D" AND "E", ON AUGUST 22, 1983 AT 10:00 A.M., 4TH FLOOR, 32 GREEN STREET. (459-61 15TH AVENUE, 650-52 SOUTH 13TH STREET, 279 16TH AVENUE, 640-44 SOUTH 19TH STREET, 441-443 SPRINGFIELD AVENUE, 341-55 JELLIFF AVENUE; 197 BLOOMFIELD AVENUE, 89-91 NORTH 13TH STREET a/k/a 364-66 6TH AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cu.

RESOLUTION RATIFYING AUTHORIZATION OF DIRECTOR OF HEALTH AND WELFARE TO APPLY TO STATE OF NEW JERSEY, DEPARTMENT OF HEALTH FOR FUNDS, FOR PERIOD JULY 7, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO APPLY TO STATE OF NEW JERSEY, DEPARTMENT OF HEALTH, FOR FUNDS IN SUM OF \$170,763. FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984 FOR HEALTH EDUCATION PROGRAM; PROMOTE AND PROVIDE IMMUNIZATION; PROVIDE HEALTH SUPERVISION FOR INFANTS AND PRE-SCHOOL CHILDREN; CONTROL OF COMMUNICABLE DISEASES; HEALTH SERVICES FOR SCHOOL AGE CHILDREN; CONTROL OF TUBERCULOSIS SERVICES; CONTROL OF VENEREAL DISEASE; CONTROL OF LEAD POISONING IN CHILDREN AND CHRONIC ILLNESS SERVICES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cv.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH IRONBOUND EDUCATIONAL AND CULTURAL CENTER FOR COMPLETING REHABILITATION OF 184 EDISON PLACE, FOR PERIOD SEPTEMBER 1, 1983 TO SEPTEMBER 1, 1984; SAID CENTER TO RECEIVE \$50,000. TO CARRY OUT STATED SERVICES; FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cw.

RESOLUTION RATIFYING CONTRACT WITH NORTH WARD SENIOR PROGRAM FOR PERIOD JUNE 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH NORTH WARD SENIOR PROGRAM FOR PERIOD AUGUST 11, 1983 TO MAY 31, 1984; TO PROVIDE SERVICES TO LOW AND MODERATE INCOME SENIORS; SAID CENTER TO RECEIVE \$59,400.; FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council).

A motion to defer action on this resolution and directing the Acting City Clerk to communicate with Executive Director Jean, Mayor's Policy and Development Office requesting the name of Director of Program, names of employees of the program and names and addresses of participants, was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cx.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH CREATIVE GARDEN SCHOOL INCORPORATED FOR PERIOD SEPTEMBER 1, 1983 TO SEPTEMBER 1, 1984, FOR PURPOSE OF REHABILITATING 102 SHANLEY AVENUE, AS AN ALTERNATIVE SCHOOL FOR LOW AND MODERATE INCOME FAMILIES LOCATED IN THE SOUTH WARD; SAID SCHOOL TO RECEIVE \$30,604.; FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Rice questioned whether this was privately owned property.

Chief Accountant Fitzsimons replied that from all the back-up information Creative Garden Schools owns the property.

Mrs. Marion Bey, owner of Creative Garden Schools replied she and her husband own the property.

President Grant questioned Mrs. Bey whether a variance has been granted.

Mrs. Bey replied they have been there for three years and presently her family lives on the third floor at this location. The school is housed on the first and second floors. Once it is rehabilitated they will be moving from the third floor. The funds are going to be used to rehabilitate the entire building.

Councilman Rice questioned when Creative Garden made application for a school did they apply for a variance.

Mrs. Bey replied when they first moved there they checked to see whether it was zoned for a school such as theirs and it was. There are other schools located within that area.

Councilman Rice indicated he would move to defer action on this resolution and directed, through the Chair, to have the Acting City Clerk secure pertinent information in reference to zoning at this location, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman Tucker questioned whether it was possible to invite the persons from Creative Garden School to meet with the Council at their pre-meeting conference September 6, 1983.

Councilman Rice said for the benefit of Mrs. Bey, the reason why they are deferring action on this resolution is for her protection and also the Council's protection.

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President Grant said perhaps there is another way of handling this without putting any strain of waiting on Mrs. Bey. There is certain information the Council would like to have. He would move to reconsider this resolution and adopt with a provision that the questions that have been asked are forthcoming immediately. The main concern is if the School has been approved by the Board of Adjustment.

Mrs. Bey replied it had been.

A motion to reconsider this Resolution at this time was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Carrino.

A motion to adopt the resolution on condition that information will be forthcoming was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Carrino.

7-R-cy.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH EMANUEL SENIOR CITIZENS CENTER FOR PERIOD OCTOBER 1, 1983 TO OCTOBER 1, 1984, FOR PURPOSE OF PROVIDING COMPREHENSIVE DAY CARE SERVICES; SAID CENTER TO RECEIVE \$87,083.39; FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cz.

RESOLUTION RATIFYING CONTRACT WITH UNIFIED VAILSBURG SERVICES INCORPORATED FOR PERIOD AUGUST 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH UNIFIED VAILSBURG SERVICES INCORPORATED FOR PERIOD AUGUST 11, 1983 TO AUGUST 1, 1984, FOR PURPOSE OF PURCHASING AND RESTORING ABANDONED AND DILAPIDATED RESIDENTIAL PROPERTY FOR RESALE TO LOW AND MODERATE INCOME HOUSEHOLDS; UNIFIED VAILSBURG SERVICES INCORPORATED TO RECEIVE \$20,000. TO CARRY OUT STATED SERVICES; FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Rice, through the Chair, requested the Acting City Clerk to communicate with Administrative Aide Lembo, Division of Real Property requesting a complete report on the City's involvement with the property at 50 Richelieu Terrace and all contracts and pertinent documents related to this property and expressing Council's concern that the Unified Vailsburg organization may not have an opportunity to work on this particular building, which is next to its headquarters, because of actions by the Division of Real Property.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-da.

RESOLUTION AMENDING RESOLUTION 7-R-f, JULY 13, 1983, CONTRACT WITH URBAN DEVELOPMENT RESOURCES OF NEWARK INCORPORATED, JULY 1, 1983 TO JUNE 30, 1984; CHANGING TERMINATION DATE TO MAY 31, 1984 AND CHANGING TOTAL FUNDING FROM \$2,341,411.50 TO \$2,741,411.50. (CHANGING ADMINISTRATIVE AMOUNT TO \$892,000., PROGRAMMATIC AMOUNT TO \$1,449,411.50 AND PROVIDE ADDITIONAL FUNDS IN AMOUNT OF \$100,000. FOR APARTMENT IMPROVEMENT PROGRAM AND \$300,000. FOR HOMEOWNERS PROGRAM FUNDS BEING PROVIDED BY HCDA IX AND AUTHORIZING THE CORPORATION TO IMPLEMENT THE 312 PROGRAM)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-db.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH BOYS' AND GIRLS' CLUB OF NEWARK INCORPORATED FOR PERIOD SEPTEMBER 1, 1983 TO SEPTEMBER 1, 1984; SAID BOYS' AND GIRLS' CLUB OF NEWARK INCORPORATED TO RECEIVE \$160,000.; FOR PURPOSE OF REHABILITATING WEST SIDE FACILITY LOCATED ON LITTLETON AVENUE, FOR LOW AND MODERATE INCOME RESIDENTS: FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dc.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE LEASING OF COMMERCIAL/INDUSTRIAL PREMISES, PER ATTACHED SCHEDULE "D", ON AUGUST 22, 1983, 32 GREEN STREET, 4TH FLOOR. (190 DOREMUS AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dd.

RESOLUTION AUTHORIZING THE SOLICITATION OF SEALED BIDS FOR THE LEASING OF NON-RESIDENTIAL PROPERTIES, PER ATTACHED SCHEDULE "D", ON AUGUST 22, 1983, 10:30 A.M., 32 GREEN STREET, 4TH FLOOR. (283 16TH AVENUE, 34-36 NORFOLK STREET, 136 WATSON AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-de.

RESOLUTION RATIFYING AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO CONTRACT WITH EDWARD SZELEWA, M.D., FOR PERIOD JANUARY 1, 1983 TO JUNE 30, 1983, FOR PROVISION OF MEDICAL SERVICES AT NEWARK DIVISION OF HEALTH'S PEDIATRIC CLINIC FOR SUM OF 45,326.08. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING AS A "PROFESSIONAL SERVICE" PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-df.

RESOLUTION RATIFYING SUBMITTAL OF APPLICATION TO NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO SUBMIT APPLICATION TO NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR NECESSARY FUNDS TO CONTINUE RELOCATION ASSISTANCE FOR PERIOD AUGUST 11, 1983 TO JUNE 30, 1984; TOTAL AMOUNT OF APPLICATION IS \$178,000.; STATE MATCHING GRANT-IN-AID-\$79,000.; BALANCE OF STATE MATCHING GRANT IN-AID FROM PRIOR YEARS CONTRACT-\$20,000., TOTALLING \$99,000.; CITY OF NEWARK MUST PROVIDE \$79,000. IN MATCHING FUNDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dg.

RESOLUTION DESIGNATING THE PLOT OF GROUND AND BUILDING KNOWN AS 366 FRELINGHUYSEN AVENUE, BLOCK 3516, LOTS 1 AND 50, BLOCK 3520, LOTS 30 AND 65, AS "ONE FLEXON PLAZA"; FURTHER AUTHORIZING TAX ASSESSOR AND ACTING TAX COLLECTOR TO CONFORM THE OFFICIAL TAX RECORDS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dh.

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE CHECK IN SUM OF \$72,074.76 TO BONLAND INDUSTRIES, INC. AND THEIR ATTORNEYS, DONOHUE, DONOHUE, COSTENBADER & STRASSER, 381 FRANKLIN AVENUE, P.O. BOX 107, NUTLEY; FURTHER ISSUE CHECK IN SUM OF \$48,174.25 TO CONDITIONING CO., INC., AND THEIR ATTORNEY, ARNOLD L. SIMON, 2 WEST NORTHFIELD ROAD, LIVINGSTON; UPON RECEIPT OF ALL DOCUMENTS DEEMED NECESSARY BY CORPORATION COUNSEL; CITY OF NEWARK AWARDED CONTRACTS FOR RENOVATION OF POLICE COURTS BUILDING, 31 GREEN STREET, CONTRACT #78-39GC-R; DURING COURSE OF SAID RENOVATION THERE AROSE SEVERAL DISPUTES WITH THE CONTRACTORS; SAID DISPUTES WENT TO ARBITRATION AND ARBITRATORS AWARDED SAID SUMS TO SAID COMPANIES; CORPORATION COUNSEL APPEALED SAID AWARDS TO SUPERIOR COURT, APPELLATE DIVISION, NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-di.

RESOLUTION AUTHORIZING CORPORATION COUNSEL AND ACTING TAX COLLECTOR TO ENTER INTO (PARTIAL) "CONSENT ORDER TO VACATE" WITH KATHERINE BALUME, OWNER OF PREMISES 38-40 HEDDEN TERRACE, BLOCK 3024, LOT 29 (NEWARK INSTITUTE OF URBAN PROGRAMS, INC.); TOTAL ARREARAGE SUM DUE CITY OF NEWARK PLUS SUBSEQUENT YEAR'S TAXES IN AMOUNT OF \$6,641.99 TO BE PAID IN FULL ON DATE OF REDEMPTION; FURTHER AUTHORIZING OFFICE OF REAL PROPERTY TO ENTER INTO AN INSTALLMENT AGREEMENT WITH KATHERINE BALUME TO LIQUIDATE THE OUTSTANDING AMOUNT DUE FOR "USE AND OCCUPATION CHARGES".

(Copy of resolution and correspondence submitted to each Member of the Council)

August 10, 1983

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dj.

RESOLUTION REJECTING BIDS RECEIVED JULY 26, 1983; FURTHER AUTHORIZING PURCHASING AGENT TO RE-ADVERTISE AND RECEIVE BIDS FOR APPRAISALS OF REAL PROPERTY (SPECIFICATIONS AMENDED JULY 29, 1983), DEPARTMENT OF ADMINISTRATION, OFFICE OF REAL PROPERTY; PURSUANT TO TITLE 2, CHAPTER 5, SECTION 11, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dk.

RESOLUTION PROHIBITING PARKING OR STANDING ON PROSPECT STREET, WEST SIDE, BEGINNING AT THE SOUTHERLY CURBLINE OF FERRY STREET AND EXTENDING 50 FEET SOUTHERLY THEREFROM, AT ANY TIME; PURSUANT TO SECTION 39:4-8 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dl.

RESOLUTION PROHIBITING PARKING AT ALL TIMES ON EDISON PLACE, BOTH SIDES, BETWEEN BROAD STREET AND FERRY STREET; PURSUANT TO SECTION 39:4-8 OF TITLE 39 OF THE REVISED STATUTES OF THE STATE OF NEW JERSEY.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dm.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MR. ORMOND SKEETE, OWNER OF A MC DONALD'S FAST FOOD RESTAURANT, FOR HIS POSITIVE CONTRIBUTIONS TO THE GREATER NEWARK AREA.

(For action on this resolution see page 5, in the minutes of this meeting)

7-R-dn.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING MR. WILLIAM MCCOY, OWNER OF A MC DONALD'S FAST FOOD RESTAURANT, FOR HIS POSITIVE CONTRIBUTIONS TO THE CITY OF NEWARK.

(For action on this resolution see page 6, in the minutes of this meeting)

August 10, 1983

7-R-dg.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING THE REVEREND HEBER BROWN, PASTOR OF THE BROWN'S CHAPEL FREE WILL BAPTIST CHURCH FOR HIS MANY YEARS OF DEVOTED SERVICE TO THE GREATER NEWARK COMMUNITY.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dp.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING GERALD OWENS, PRESIDENT OF NEWARK LOCAL 1233, INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, FOR HIS CONTRIBUTIONS TO PORT NEWARK AND TO THE COMMUNITY, AND CONGRATULATING HIM ON HIS RECENT ELECTION AS ATLANTIC COAST DISTRICT VICE PRESIDENT OF THE ILA.

(For action on this resolution, see pages 1 and 2, in the minutes of this meeting)

7-R-dg.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING AL CERNADAS, BUSINESS AGENT FOR NEWARK LOCAL 1235, INTERNATIONAL LONGSHOREMEN'S ASSOCIATION, FOR HIS CONTRIBUTIONS TO PORT NEWARK AND TO THE COMMUNITY, AND CONGRATULATING HIM ON HIS RECENT ELECTION AS INTERNATIONAL VICE-PRESIDENT OF THE ILA.

(For action on this resolution see pages 2 and 3, in the minutes of this meeting)

7-R-dr.
(A.S.)

RESOLUTION DESIGNATING TEN (10) BANKS AS DEPOSITORIES FOR FUNDS OF THE CITY OF NEWARK, NEW JERSEY. (BROAD NATIONAL BANK-NEWARK, CITY NATIONAL BANK OF NEW JERSEY-NEWARK, HOWARD SAVINGS BANK-NEWARK, FIDELITY UNION BANK-NEWARK, FIRST JERSEY NATIONAL BANK-JERSEY CITY, FIRST NATIONAL STATE BANK OF NEW JERSEY-NEWARK, MIDLANTIC NATIONAL BANK-NEWARK, NEW JERSEY CASH MANAGEMENT-TRENTON, VILLAGE BANK OF NEW JERSEY-SOUTH ORANGE AND HUDSON CITY SAVINGS BANK-PARAMUS) AND AUTHORIZING INVESTMENT OF IDLE MONIES EFFECTIVE UNTIL DECEMBER 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Rice said he believed they had discussed amending this resolution for a 30 day period.

Councilman Tucker said when they met directly with Director of Finance Jones at the pre-meeting conference of August 9, 1983, he indicated there would be no major impediment on the 30 days even if they have to consider this every month until such time as they can come up with a recommendation.

A motion to amend the resolution by changing the date from December 31, 1983 to September 30, 1983 was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the resolution, as amended, was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ds.
(A.S.)

RESOLUTION CALLING A MORATORIUM ON THE PLACEMENT OR EXPANSION OF ANY GROUP HOMES, HALF-WAY HOMES OR REHABILITATION CENTERS WITHIN THE CITY OF NEWARK

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dt.
(A.S.)

RESOLUTION CALLING UPON THE STATE OF NEW JERSEY TO IMMEDIATELY AND COMPLETELY ADDRESS THE CONCERNS OF NEWARK'S CITIZENS WITH REGARD TO DIOXIN CONTAMINATION WITHIN THE CITY OF NEWARK

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-du.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH DUJETS TREE EXPERTS, NOTCH ROAD, WEST PATERSON, ONLY BIDDER, FOR CONTRACT 83-26, EMERGENCY TREE WORK, FOR TOTAL SUM OF \$75,750.; WHICH INCLUDES 500 HOURS AT \$80. PER HOUR FOR 1 HOUR NOTICE; AND 650 HOURS AT \$55. FOR 72 HOUR NOTICE; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT, IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS PROVIDED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Rice, requested through the Chair, to have the Acting City Clerk communicate with Director of Engineering Zach requesting he forward Council a plan of action for the implementation of this contract so that there is a systematic basis of handling requests in each ward on an equal basis.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dv.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH W. EVANS TREE SERVICE, INC., 96 CRAWFORD STREET, EAST ORANGE, LOWEST RESPONSIBLE BIDDER, FOR CONTRACT 83-35, TREE TAKE DOWN AND REMOVAL FOR TOTAL SUM OF \$46,240.; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$4,500.; FUNDS PROVIDED IN 1983 ADOPTED BUDGET OF DEPARTMENT OF ENGINEERING.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Rice, requested through the Chair, to have the Acting City Clerk communicate with Director of Engineering Zach requesting he forward Council a plan of action for the implementation of this contract so that there is a systematic basis of handling requests in each ward on an equal basis.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-dw.
(A.S.)

EMERGENCY RESOLUTION APPROPRIATING \$80,000. DEPARTMENT OF WATER UTILITY, DIVISION OF WATER SUPPLY, OTHER PAY, OVERTIME; SAID EMERGENCY FUNDS SHALL BE PROVIDED IN 1984 BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-dx.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CONTRACT WITH ZION AND BREEN ASSOCIATES, INC., IMLAYSTON, NEW JERSEY, FOR LANDSCAPE, DESIGN, SITE ENGINEERING FOR GRADING, SURFACE DRAINAGE, PLANTING, PAVEMENTS AND OTHER RELATED MATERIALS FOR THE REHABILITATION OF WASHINGTON PARK; CONTRACT FEE SHALL BE \$28,400., LESS \$3,400. PREVIOUSLY PAID FOR SCHEMATIC STAGE CONCEPTUAL MASTER PLAN; FURTHER AUTHORIZING DIRECTOR OF ENGINEERING TO EXECUTE CHANGE ORDERS AS NEEDED TO FULFILL THE GOALS OF THIS PROJECT IN NET AMOUNT NOT TO EXCEED ADDITIONAL \$2,900.; FUNDS PROVIDED BY CAPITAL BUDGETS. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-dy.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH ELIZABETH AVENUE COMMUNITY CENTER INCORPORATED FOR PERIOD NOVEMBER 1, 1983 TO MAY 31, 1984, FOR PURPOSE OF PROVIDING SOCIAL SERVICES PROGRAMS TO RESIDENTS RESIDING IN A LOW AND MODERATE INCOME AREA OF THE EAST WARD, SAID CENTER TO RECEIVE \$44,545.54; FUNDS PROVIDED BY H.C.D.A. FY IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-dz.
(A.S.)

RESOLUTION BY THE NEWARK MUNICIPAL COUNCIL URGING PRESIDENT RONALD REAGAN TO PUBLICLY SUPPORT CURRENT LEGISLATION CALLING FOR A NATIONAL HOLIDAY IN HONOR OF THE LATE REVEREND DOCTOR MARTIN LUTHER KING, JR.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-ea.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH RESIDENTS FOR COMMUNITY ACTION VINCE LOMBARDI CENTER FOR PURPOSE OF PROVIDING SOCIAL SERVICES TO SENIORS, YOUTH AND RESIDENTS RESIDING IN LOW AND MODERATE INCOME AREAS OF THE NORTH WARD; FOR PERIOD JANUARY 1, 1984 TO JANUARY 1, 1985; CONTRACT AMOUNT \$59,393.94; FUNDS PROVIDED FROM H.C.D.A. FY IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-R-eb.
(A.S.)

RESOLUTION RATIFYING CONTRACT WITH BILINGUAL INSTITUTE INCORPORATED FOR PERIOD AUGUST 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH BILINGUAL INSTITUTE INCORPORATED FOR PURPOSE OF PROVIDING EDUCATIONAL AND VOCATIONAL NEEDS TO THE HISPANIC AND DISADVANTAGED COMMUNITY RESIDING IN LOW AND MODERATE INCOME AREAS; FOR PERIOD AUGUST 11, 1983 TO AUGUST 1, 1984; BILINGUAL INSTITUTE SHALL RECEIVE FUNDS TOTALLING \$24,750.; FUNDS PROVIDED IN H.C.D.A. IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ec.
(A.S.)

RESOLUTION AMENDING RESOLUTION 7-R-c (S-2) JULY 19, 1983, CONTRACT WITH NEWARK ECONOMIC DEVELOPMENT CORPORATION, FOR PROVISION OF ADMINISTRATIVE FUNDS TO ACT AS LIAISON BETWEEN COMMERCIAL AND INDUSTRIAL BUSINESSES FOR CITY OF NEWARK; BY CHANGING TOTAL AMOUNT OF CONTRACT FROM \$680,991.66 TO \$1,068,292.30; NO ADDITIONAL FUNDS REQUIRED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ed.
(A.S.)

RESOLUTION RECOGNIZING NEW ARK SCHOOL AND COMMENDING THEIR EFFORTS TO HOST A SERIES OF WORKSHOPS AND EXHIBITS ON CRIME PREVENTION IN THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ee.
(A.S.)

RESOLUTION RECOGNIZING THE MEMORY OF HAROLD WILSON ON THE THIRD ANNIVERSARY OF HIS DEATH.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ef.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING REVEREND ERNEST SHORT FOR HIS MANY POSITIVE CONTRIBUTIONS TOWARD IMPROVING THE QUALITY OF LIFE FOR NEWARK'S CITIZENS.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-eg.
(A.S.)

RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF PLANNING AND GRANTSMANSHIP TO ENTER INTO GRANT AGREEMENT WITH UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT "COMMUNITY DEVELOPMENT BLOCK GRANTS" FOR FUNDING IN AMOUNT OF \$3,289,000.; NO MORE THAN \$892,000. OF FUNDS PROVIDED UNDER THE AGREEMENT MAY BE OBLIGATED OR EXPENDED FOR PUBLIC SERVICE ACTIVITIES.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez.

Councilman Tucker recalled that a portion of the grant they are currently in receipt of specifically deals with modular housing. He knows the Business Administrator, Director of Mayor's Policy and Development Office and others are supposed to submit a report to the Council by August 16th. He does not know whether they need to approve this right away but he does believe they need to make sure those funds are not expended before they come up with a plan.

Councilman Rice said he would like to defer action on this resolution. He had spoken to Business Administrator Banker and Director of Planning and Grantsmanship assured him that when this grant comes through they would do some things in the West Ward with or without this allocation. He wants some assurance. If not, he is going to boycott construction.

President Grant said he would move to add a rider into this resolution that no funds be expended until further discussion by the Municipal Council.

Councilman Tucker said the major problems they had was dealing with demolition and relocation and the general category of "modular". His only concern is that they put a "hold" on them and try to identify the funds they had questions with.

President Grant said he would move to withdraw his rider to the resolution.

Councilman Tucker said his only concern is that they may spend it. Given the fact that they accept this, there is no resolution to insert these funds within the budget. He questioned Chief Accountant Fitzsimons if they can expend the money.

Chief Accountant Fitzsimons replied there is a "Possible Added Starter" establishing the budget for the \$3,289,000.

Councilman Rice respectfully requested the mover and the seconder to withdraw their motion to adopt and defer action on this resolution.

Councilman Tucker questioned whether a special meeting can be called for the 16th of August to discuss this matter.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman Rice, through the Chair, requested the Acting City Clerk to communicate with Director Thompson, Office of Planning and Grantsmanship, requesting an up-to-date report on any plans to erect new housing in the West Ward under this program, with specific reference to possible use of land in the vicinity of Orange and West Market Streets prior to special conference of August 16, 1983.

7-R-eh.
(A.S.)

RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO ISSUE AND DELIVER CHECKS UP TO \$64,000. TO COMPUTER SYSTEMS INTERNATIONAL, INC. AND THEIR ATTORNEYS, SHEPIS AND McLAUGHLIN, P.A., 611 PALISADE AVENUE, ENGLEWOOD CLIFFS, NEW JERSEY, IN ACCORDANCE WITH DIRECTIONS FROM DIRECTOR OF OFFICE OF DATA PROCESSING AS PER TERMS OF ATTACHED SETTLEMENT AGREEMENT; FURTHER AUTHORIZING BUSINESS ADMINISTRATOR TO EXECUTE SAID AGREEMENT; CITY OF NEWARK AWARDED CONTRACT TO SAID COMPANY ON FEBRUARY 23, 1982, FOR A NETWORKING COMPUTER SYSTEM; DURING COURSE OF CONTRACTOR'S WORK, CERTAIN DISPUTES AROSE CONCERNING IMPLEMENTATION OF THIS SYSTEM; CITY OF NEWARK INSTITUTED SUIT AGAINST SAID COMPANY AND ITS SURETY, INTERNATIONAL FIDELITY INSURANCE COMPANY, WHO IN TURN FILED A COUNTERCLAIM; ORIGINAL AMOUNT OF CONTRACT FOR 2 COMPUTER SYSTEMS - \$121,510.40; PROPOSED SETTLEMENT WOULD GIVE CITY 3 COMPUTER SYSTEMS WHICH WOULD RESULT IN GREATER EFFICIENCY AT TOTAL COST OF \$144,830.; \$81,000. HAS PREVIOUSLY BEEN EXPENDED AS PARTIAL PAYMENT ON THIS CONTRACT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ei.
 (A.S.)

RESOLUTION RATIFYING CONTRACT WITH HOUSING AUTHORITY OF CITY OF NEWARK FOR PERIOD JULY 1, 1983 TO AUGUST 10, 1983; FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO ENTER INTO CONTRACT WITH HOUSING AUTHORITY OF CITY OF NEWARK FOR PERIOD AUGUST 11, 1983 TO JULY 1, 1984, FOR PROVISION OF VARIOUS SERVICES REQUIRED UNDER THE RELOCATION PROGRAM; HOUSING AUTHORITY SHALL BE APPROPRIATED \$155,920.; FUNDS BEING PROVIDED FROM H.C.D.A. FY VI.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ej.
 (A.S.)

RESOLUTION AUTHORIZING MAYOR TO EXECUTE CONTRACT WITH HANNOCH, WEISMAN, STERN, BESSER, BERKOWITZ AND KENNY, 744 BROAD STREET, NEWARK, FOR PURPOSE OF REPRESENTING KENNETH A. GIBSON, IN THE MATTER OF EMIL OXFELD D/B/A ROTHBARD, HARRIS AND OXFELD, ESQS. VS. KENNETH A. GIBSON ETC, ET.AL, DOCKET NO. L-34137-83E, PURSUANT TO ORDER ISSUED JUNE 17, 1983, BY HONORABLE PAUL B. THOMPSON, JUDGE OF THE SUPERIOR COURT; AND FURTHER PURSUANT TO ORDINANCE 6-S & F-h ENTITLED "AN ORDINANCE TO AMEND TITLE 2, CHAPTER 6, SECTION 9, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY. (PROVIDING FOR THE EMPLOYMENT OF SPECIAL COUNSEL)," ADOPTED APRIL 6, 1983; FOR SUM NOT TO EXCEED \$5,000. (CONTRACT AWARDED WITHOUT COMPETITIVE BIDDING PURSUANT TO LOCAL PUBLIC CONTRACTS LAW N.J.S.A. 40A:11-5 (1) (a)), RESOLUTION 7-R-d, JULY 13, 1983 IS HEREBY RESCINDED.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ek.
 (A.S.)

RESOLUTION ACCEPTING BID OF DORIS SPITZ, HIGHEST BIDDER, FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 232, LOT 5, 493 1/2 HIGH STREET, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (a), FOR SUM OF \$1,500.; BASED UPON RESOLUTION 7-R-c, JUNE 28, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-el.
 (A.S.)

RESOLUTION ACCEPTING BID OF MICHAEL DIAMOND, HIGHEST BIDDER, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 1905, LOTS 41 AND 42, 511-515 ORANGE STREET, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (a), FOR SUM OF \$25,500.; BASED UPON RESOLUTION 7-R-b, JUNE 28, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

August 10, 1983

7-R-em.
(A.S.)

RESOLUTION ACCEPTING BID OF VINCENT MASULLO AND HELEN MASULLO H/W, NEXT HIGHEST BIDDERS, FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 164, LOTS 37 AND 39, 224-226 MARKET STREET, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A. 40A:12-13 (A), FOR SUM OF \$35,000.; BASED UPON RESOLUTION 7-ZR-d, JUNE 28, 1983. (HIGHEST BIDDER, TREAT CATERERS, FAILED TO COMPLY WITH TERMS AND CONDITIONS OF THE SALE AS BASED UPON RESOLUTION 7-R-d, JUNE 28, 1983 (\$47,000.))

(Copy of resolution and correspondence submitted to each member of the Council)

A motion to defer action on this resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-en.
(A.S.)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR THE SALE OF CITY-OWNED PROPERTIES, LISTED ON ANNEXED EXHIBIT "A", PURSUANT TO N.J.S.A. 40A:12-13 (a), AND AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR ACCEPTANCE OF THE FINAL BID FOR THE PURPOSE OF SAME UNDER SPECIFIED CONDITIONS, ON AUGUST 22, 1983, 2:00 P.M., 32 GREEN STREET, 4TH FLOOR, NEWARK. (34-36 SOUTH ORANGE AVENUE, 32 SOUTH ORANGE AVENUE, 30 SOUTH ORANGE AVENUE, 28 SOUTH ORANGE AVENUE, 26 SOUTH ORANGE AVENUE, 22 SOUTH ORANGE AVENUE, 100-102 SPRINGFIELD AVENUE A/K/A 14-20 SOUTH ORANGE AVENUE, 86-98 SPRINGFIELD AVENUE A/K/A 2-12 SOUTH ORANGE AVENUE, 104 SPRINGFIELD AVENUE, 106 SPRINGFIELD AVENUE, 108 SPRINGFIELD AVENUE, 110 SPRINGFIELD AVENUE, 112 SPRINGFIELD AVENUE, 114 SPRINGFIELD AVENUE, 116-118 SPRINGFIELD AVENUE, 120 SPRINGFIELD AVENUE)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman Tucker asked if the question on the assessment which was raised by the Law Department was resolved? He further questioned if there was a minimum price for these properties.

President Grant replied the minimum price that is listed within the resolution at this time.

Councilman Rice questioned where this property was located.

President Grant replied this is the "fork" in the road. What they are doing is widening the road and the City has just cleaned off the lot which was filled with debris. No other work is being done in this area.

7-R-eo.
(A.S.)

RESOLUTION AUTHORIZING BUSINESS ADMINISTRATOR TO ENTER INTO CONTRACT WITH CHARLES GARO ASHJIAN, 51 NEW STREET, NEWARK, ONLY RESPONSIBLE BID RECEIVED, TO PROVIDE REQUIRED INSPECTION OF REAL PROPERTIES, FOR PERIOD SEPTEMBER 1, 1983 TO AUGUST 31, 1984; CONTRACT SHALL NOT EXCEED \$425,000.; \$20,000. ENCUMBERED IN 1983 ADOPTED BUDGET OF DIVISION OF REAL PROPERTY; ANY 1984 EXPENDITURES ARE CONTINGENT UPON AND SUBJECT TO APPROPRIATION AND APPROVAL OF FUNDS IN FISCAL YEAR.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

7-R-ep.
(A.S.)

RESOLUTION ESTABLISHING BUDGET FOR COMMUNITY DEVELOPMENT BLOCK GRANT EMERGENCY JOBS ACT IN AMOUNT OF \$3,289,000. RECEIVED FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; SAID FUNDS TO HELP FIGHT UNEMPLOYMENT AND TO CONSTRUCT NEW HOUSING IN CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker said if they are going to have the meeting on August 16th, he questioned whether they could defer action on this resolution at this time.

A motion to defer action on this resolution and directing the Acting City Clerk to place this item on the special meeting of August 16, 1983 and further that proper notices go out to the interested parties calling for said special meeting was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO INITIALLY TRANSFER \$8,000,000. AND UP TO \$15,000,000. FROM TIME TO TIME, AT OPTION OF CITY TO NEWARK ECONOMIC DEVELOPMENT CORPORATION, FINANCIAL MANAGEMENT CORPORATION AS A LOAN IN ACCORDANCE WITH TERMS SET OUT IN ATTACHED EXHIBIT A. (TO FUND PART OF CONSTRUCTION FINANCING FOR AN OFFICE BUILDING PROJECT KNOWN AS "GATEWAY III")

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker said they can't deal with a \$15 million resolution as a "Late Starter"

President Grant requested the Acting City Clerk to add this resolution to the call of the Special Meeting of August 16, 1983.

Councilman Branch questioned what benefits other than the revenue the City receives in taxes are concerned. What benefits does the City receive in terms of jobs for minorities and jobs for residents of the City.

President Grant replied that information would be best coming from Affirmative Action Office who is responsible for the monitoring of those particular projects.

Councilman Branch requested to have this information by the next meeting.

President Grant replied they are going to invite the representatives from the Office of Affirmative Action to meet with the Council on August 16th.

Councilman Tucker said the point that is being raised is that Gateway III is in construction and they can get that information. The reason he raised the question on the Affirmative Action ordinance, once they complete the building, Affirmative Action Plan does not apply any more because our ordinance just says "Construction". If you talk about Affirmative Action dealing with vendors, building or commercial stores, it does not exist. There is no Affirmative Action Plan. He would like to discuss this with the Council to try to require an amendment within the ordinance which would say in effect, if they are going to get tax abatement, at least have them apply to the Affirmative Action, before construction. After construction they are not hiring people from Newark. They are getting the benefit of the tax abatement but do not hire people from Newark.

Councilman Branch stated he was opposed to giving jobs to people outside the City after tax abatement has been given. He said before he would even consider granting tax abatement in the Central Ward he would have to be assured that 755 of the jobs would go to the residents of the Central Ward.

Councilman Tucker reiterated they need an amendment in the ordinance.

President Grant said what happens they sit up there and they demand certain things and they pass it on to Administration. It is their responsibility in terms of Affirmative Action to make sure these things take place, the monitoring is going on and when it does not fall to the category it should, certain Corporations ought to be fined. On the whole he does not think the Affirmative Action for the City of Newark is really accomplishing what it should in 1983 especially with the complexion of the City of Newark. All of these questions can be raised when they meet with the Council and as they consider amending and adopting their new Affirmative Action Plan, they certainly can make sure

that their wishes and demands are included in the new legislation along with strong monitoring of what has to go on. He does not care what Plan is on paper if it is monitored, all you have is a "paper organization".

President Grant requested the Acting City Clerk to invite the principals to the Affirmative Action Office to meet with the Council on Tuesday, August 16th.

MOTIONS.

7-M-a.

A MOTION DIRECTING THE OFFICE OF THE CITY CLERK TO PREPARE A RESOLUTION FOR THE NEXT MUNICIPAL COUNCIL MEETING, CALLING FOR COMPLETE MUNICIPAL REVIEW OF ANY AND ALL COMMERCIAL/INDUSTRIAL PLANS WHICH INVOLVE THE MANUFACTURE, TRANSPORT, STORAGE, MIXING OR TRANSFER OF VOLATILE OR TOXIC CHEMICALS AND/OR WASTE MATERIALS; THIS MUNICIPAL REVIEW TO INCLUDE PUBLIC HEARINGS AND A REGULAR SYSTEM OF INSPECTIONS; FURTHER, REQUESTING THE DEPARTMENT OF ENGINEERING TO IMMEDIATELY FORWARD FOR MUNICIPAL COUNCIL CONSIDERATION, THE PREVIOUSLY REQUESTED ORDINANCE CALLING FOR THE REGISTRATION OF ALL HAZARDOUS CHEMICAL AND/OR WASTE MATERIALS BASED ON AN ORDINANCE RECENTLY ADOPTED BY THE TOWNSHIP OF EDISON, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-b.

A MOTION SUPPORTING NEWARK RESIDENT AND MUNICIPAL DEPUTY DIRECTOR OF EMERGENCY MANAGEMENT, ROBERT D. SWALES, AS A CANDIDATE FOR THE OFFICE OF PRESIDENT-ELECT OF THE UNITED STATES CIVIL DEFENSE COUNCIL BASED ON MR. SWALES PAST DEMONSTRATED PROFESSIONAL QUALITIES AND ABILITIES IN THIS VERY DEMANDING MUNICIPAL POSITION, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-c.

A MOTION REQUESTING FROM SALVATORE JULIANO, MANAGER OF THE DIVISION OF SANITATION, A COMPLETE LIST OF ALL MOTOR BROOM OPERATORS WHO HAVE BEEN FIRED, SUSPENDED OR OTHERWISE DISCIPLINED DURING THE LAST YEAR, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-d.

A MOTION REQUESTING EXECUTIVE DIRECTOR BUCK, NEWARK HOUSING AUTHORITY, OR HIS DESIGNEE TO MEET IMMEDIATELY WITH MR. JOHN SMITH OF 991 FRELINGHUYSEN AVENUE, ABOUT PROBLEMS AT THE OTTO KRETCHMER HOMES FOR THE ELDERLY, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-e.

A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH TO CONSIDER HIRING OUTSIDE CONSULTANT TO FIND CAUSES AND POSSIBLE SOLUTIONS FOR CONTINUING PROBLEM OF DIRTY WATER IN THE CITY OF NEWARK, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-f.

A MOTION REQUESTING POLICE DIRECTOR WILLIAMS TO FIND OUT THE COST OF INSTALLING METAL DETECTORS AT THE ENTRANCES TO THE COUNCIL CHAMBER, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-g.

A MOTION REQUESTING THE LAW DEPARTMENT TO ASCERTAIN THE LEGALITY OF SEARCHING BAGS AND BUNDLES BEING BROUGHT INTO THE COUNCIL CHAMBER BY CITIZENS, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-h.

A MOTION REQUESTING THE NEWARK PARKING AUTHORITY TO CLEAN ITS NEIGHBORHOOD PARKING LOTS ON A REGULAR BASIS, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-i.

A MOTION REQUESTING MR. STANLEY SMITH, PRESIDENT OF URBAN DEVELOPMENT RESOURCES, INC., TO INFORM THE COUNCIL, BY WRITTEN REPORT VIA THIS OFFICE, ON ANY PLANS HIS OFFICE HAS FOR ALLOCATING MONIES TO WEST WARD RESIDENCES, IN LIGHT OF A \$200,000. PROGRAM REPORTEDLY ALLOCATED RECENTLY FOR REHABILITATION LOANS TARGETED TOWARD THE WEEQUAHIC SECTION OF THE SOUTH WARD; FURTHER, THAT MONIES OF THIS SORT BE MORE EQUITABLY DISTRIBUTED AMONGST THE CITY'S FIVE (5) WARDS, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-j.

A MOTION SUPPORTING THE BUDGET MODIFICATION PLAN RECENTLY SUBMITTED BY THE UNITED COMMUNITY CORPORATION (UCC) TO THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS AND STRONGLY URGING THE DEPARTMENT TO IMMEDIATELY ENDORSE SAID BUDGET IN ORDER THAT UCC CAN MEET THE IMPOSED DEADLINE OF SEPTEMBER 30, 1983; THIS APPROVAL IS URGENTLY NEEDED SINCE UCC CANNOT EXPEND ITS MONIES BY THE UPCOMING DEADLINE WITHOUT PRIOR APPROVAL BY THE STATE OF NEW JERSEY, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-k.

A MOTION DIRECTING THE ACTING CITY CLERK TO INVITE BUSINESS ADMINISTRATOR HILL, EXECUTIVE DIRECTOR RUTHERFORD, HUMAN RIGHTS COMMISSION AND MR. JOHN FRANKLIN, PROJECT SUPERINTENDENT, KEN-RAD CONSTRUCTION COMPANY, TO MEET WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE, TUESDAY, AUGUST 16, 1983 RE: HAMPTON HILLS PROJECT, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-l.

A MOTION DIRECTING THE CORPORATION COUNSEL TO IMMEDIATELY FILE SUIT TO STOP THE PORT AUTHORITY OF NEW YORK/NEW JERSEY AND THE FUGAZY LIMOUSINE SERVICE FROM OPERATING AN ILLEGAL TAXI CAB OPERATION AT NEWARK INTERNATIONAL AIRPORT AS WELL AS STOPPING ALL OPERATIONS OF SAID LIMOUSINE SERVICE SINCE FUGAZY'S INSURANCE REPORTEDLY EXPIRED AS OF JANUARY 1, 1983, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

7-M-m.

A MOTION EXTENDING SINCERE AND HEARTFELT THANKS TO THE APPROPRIATE OFFICIALS OF THE FEDERAL AVIATION AUTHORITY (FAA) AND THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY (PA) ON THE AWARDED OF FEDERAL NOISE ABATEMENT FUNDS TO NEWARK'S ST. BENEDICT'S ELEMENTARY SCHOOL, ONE OF SEVERAL SCHOOLS IN THE METROPOLITAN AREA TO RECEIVE SUCH MONIES, WHICH WILL ALLOW THEM TO UNDERTAKE IMPROVEMENTS IN THEIR PHYSICAL FACILITIES AND THUS SIGNIFICANTLY IMPROVE THE LEARNING ENVIRONMENT THEREIN, DUE TO THE SCHOOL'S PROXIMITY TO THE FLIGHT PATHS OF NEWARK INTERNATIONAL AIRPORT; FURTHER, URGING THE PORT AUTHORITY AND FEDERAL AVIATION AUTHORITY TO WORK TOWARD ADDING MORE NEWARK SCHOOLS TO THE LIST OF THOSE ELIGIBLE FOR SAID FUNDS IN THE FUTURE, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

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COMMUNICATIONS AND PETITIONS.COMMUNICATIONS.8-a.

The Acting City Clerk presented PROPOSED "ORDINANCE AMENDING TITLE 2, ADMINISTRATION, CHAPTER 15, COUNCIL RULES, SECTION 1, RULE XXII, SUBSECTION (b), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO REQUIRE THAT ORDINANCES PROVIDING FOR SALARY INCREASES OR OTHER BENEFITS FOR EMPLOYEES REPRESENTED BY EMPLOYEE ORGANIZATIONS INCLUDE A STATEMENT OF THE APPROXIMATE COST OF SUCH SALARY INCREASES OR OTHER BENEFITS)." (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-u, on page 19 and 20 in the minutes of this meeting)

8-b.

The Acting City Clerk presented PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SENIOR BUYER IN THE DEPARTMENT OF ADMINISTRATION)."

(Senior Buyer
(35 Hours) \$15,703.91 - \$19,087.48)
(11.4% increase in minimum salary of \$15,703.91; 15.7% increase in maximum salary of \$19,087.48; title included in Civil Service Association - Essex Council #1)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
No: Councilman Carrino.

At a later time in the meeting, President Grant requested the Acting City Clerk to place this item on the August 16, 1983 Special Meeting Agenda.

8-c.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR PROGRAM MONITOR IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)."

(Program Monitor
(35 Hours) \$16,360.62 - \$19,887.00)
(Civil Service Reclassification - Not covered by Civil Service Association - Essex Council #1 - 5% increase - No additional cost)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Branch.

Councilman Tucker questioned why do they need a "Monitor". He questioned if this was a new position.

Chief Accountant Fitzsimons explained the person is presently employed as Principal Program Analyst. It is a Civil Service Reclassification to the title of Program Monitor with 5% increase.

Councilman Carrino removed his motion to move this ordinance to first reading.

Councilman Branch removed his second to the motion.

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-d.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR RECYCLING COORDINATOR)."

(Recycling Coordinator

(35 Hours)

\$22,096.66 - \$26,858.62)

(New title being created - Not represented by Civil Service Association - Essex Council #1)

(Assuming the position will be filled on or about October 3rd at the minimum step, \$5,524. will be required. Of that amount, \$3,739. will be transferred from the incumbent's present position resulting in a net increase of \$1,785.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-e.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE TITLE AND SALARY RANGE FOR ACCOUNTANT IN THE MUNICIPAL COURTS)."

(Accountant

(35 Hours)

1/1/82

\$12,777.66 - \$14,956.11

1/1/83

13,416.54 - 15,703.91)

(Creating new title in Municipal Courts - Title included in Civil Service Association - Essex Council #1 - No additional cost)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-f.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT SUPERVISING OFFICE APPLIANCE OPERATOR AND SENIOR MAIL CLERK, IN THE DEPARTMENT OF ADMINISTRATION)."

(Central Purchase

Assistant Supervising Office

Appliance Operator

\$13,823.53 - \$16,489.54

Senior Mail Clerk

13,823.53 - 16,489.54)

(Creation of new titles - Assistant Supervising Office Appliance Operator- 31.5% on minimum salary of \$13,823.53; 29% on maximum salary of \$16,489.54; Senior Mail Clerk- 52.3% on minimum salary \$13,823.53; 49.4% on maximum salary of \$16,489.54 - Not covered by Civil Service Association - Essex Council #1)

August 10, 1983

(Fiscal Impact - Assistant Supervising Office Appliance Operator - \$262.;
Senior Mail Clerk - \$942.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker,
seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

8-g.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR
HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE
ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF FINANCE AND
ESTABLISHING SALARIES THEREFOR,' (6-S & F-h) ADOPTED MAY 4, 1977, AS AMENDED
AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR WATER METER INSPECTOR)."

(Water Meter Inspector

(35 Hours)

\$11,036.97 - \$13,416.54)

(Title change only - No change in salary - Not covered by Civil Service
Association - Essex Council #1 - No additional cost)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the
September 7, 1983 Calendar of the Municipal Council for first reading was made
by Councilman Martinez, seconded by Councilman Tucker and adopted by the following
votes:

Yes: Councilmen Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilmen Branch, Carrino.

8-h.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR
HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE
ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES
AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED
AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR MANAGER, DIVISION OF PARKS
AND GROUNDS)."

(Manager, Division of

Parks and Grounds

(35 Hours)

\$26,646.41 - \$32,393.24)

(33% increase - To put on par with other Managers in Department of General
Services Managerial Titles - Fiscal Impact - \$572.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the
September 7, 1983 Calendar of the Municipal Council for first reading was made
by Councilman Carrino, seconded by Councilman Martinez and adopted by the following
votes:

Yes: Councilmen Branch, Carrino, Martinez, Villani, President Grant.

Not Voting: Councilmen Rice, Tucker.

8-i.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR
HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE
ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR
AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS
THEREO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FAMILY AND NEIGHBORHOOD
COUNSELOR, IN THE MUNICIPAL COURTS AND DELETE SENIOR COUNSELOR F.N.S.)."

(Senior Family and Neighborhood

Counselor (35 Hours)

\$14,840.59 - \$18,033.84)

(Title change - No salary change - Not covered by Civil Service Association -
Essex Council #1 - No additional cost)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said they need to have explanations for new positions.

President Grant questioned if anyone was present in the audience from this Office to enlighten the Council on what a Senior Family Neighborhood Counselor does? He knows what a Senior Family Neighborhood Counselor is but where will they be working and for what office.

Chief Accountant Fitzsimons replied this is a title change with the same salary.

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani.

No: Councilman Martinez, President Grant.

8-j.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR POLICE OFFICER IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, PER LABOR AGREEMENT WITH F.O.P. LODGE #12)."

(Police Officer 1/1/84 \$21,449.39 - \$22,399.26 - \$23,360.86)
(40 Hours)

(FOP Contract for Mayor's Policy and Development Office - Police Officers same as City for 1984 - Fiscal Impact - \$87,973.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r, on page 18 in the minutes of this meeting)

8-k.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:5-6, STOPPING OR STANDING PROHIBITED AT CERTAIN TIMES, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, PROHIBITING STOPPING OR STANDING ON PROSPECT STREET."

(Prospect Street, West side, beginning at the southerly curbline of Ferry Street and extending 50 feet southerly therefrom, at any time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this ordinance to Administration, per their request, was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-l.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 23:3-5, NO TURN ON RED, OF TITLE 23, TRAFFIC AND PARKING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, BY REGULATING RIGHT TURNS ON RED AT THE INTERSECTION OF 18TH AVENUE AND SOUTH 19TH STREET."

(Intersection: 18th Avenue and South 19th Street)

Right Turn Prohibition: North on south 19th Street to east on 18th Avenue
West on 18th Avenue to north on south 19th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-m. .

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 5, CHAPTER 10, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY."

(Establishing application fee of \$225. for Carnivals)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-n.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE ACQUISITION AND INSTALLATION OF REMOTE WATER METER READING DEVICES IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, AND APPROPRIATING \$744,000. THEREFOR."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-o.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "BOND ORDINANCE FOR VARIOUS 1983 CAPITAL BUDGET PROJECTS BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$11,918,038. THEREFOR AND TO MAKE A DOWN PAYMENT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$11,322,136. BONDS OR NOTES OF THE CITY OF FOR FINANCING SUCH APPROPRIATION."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-s, on pages 18 and 19, in the minutes of this meeting)

8-p.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED BOND ORDINANCE CANCELLING CERTAIN AUTHORIZATIONS AND APPROPRIATING \$161,207.37 CASH BALANCES NOT NEEDED FOR THEIR ORIGINAL PURPOSES INTO THE WATER UTILITY CAPITAL SURPLUS FUND, IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Business Administrator Hill to the September 6, 1983 pre-meeting conference of the Municipal Council was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-q.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 5 OF CHAPTER 1, ARCADES OF TITLE 5, AMUSEMENTS AND AMUSEMENT BUSINESSES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, (1966), AS AMENDED AND SUPPLEMENTED."

(Establishing license fee for Arcades at \$1,500. per annum for period of one year from date of issuance unless sooner revoked or suspended)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-v, on page 20, in the minutes of this meeting)

8-r.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE ACCEPTING A JEEP, CJ5, FROM THE NEWARK CONSERVATION AND DEVELOPMENT CORPORATION (NWCDC)."

(Jeep to be used by Chief Forester)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-s.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED JULY 29, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND TITLE 2, CHAPTER II, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-t.

The Acting City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, APPOINTING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, COUNCILMAN RALPH T. GRANT, JR., AS A MEMBER INSURANCE FUND COMMISSION, FOR A TWO YEAR TERM COMMENCING ON THE DATE OF CONFIRMATION BY THE COUNCIL.

(Replacing Councilman Michael P. Bottone, whose term expired July 1, 1982)

(Copy of communication submitted to each Member of the Council)

A motion to confirm Councilman Ralph T. Grant, Jr., as a Member of the Insurance Fund Commission, for a two year term commencing on date of confirmation by the Council was made by Councilman Rice, seconded by Councilman Martinez.

President Grant: Will Council confirm the nomination?

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani.

Not Voting: President Grant.

President Grant: The nomination is confirmed.

8-u.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-v) ADOPTED NOVEMBER 29, 1966. (TO ADJUST SALARIES AS PER CONTRACT AGREEMENT WITH THE POLICE EMPLOYEES ASSOCIATION)"

(5% per each of two years 1983 and 1984 per contract agreement)

August 10, 1983

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(Fiscal Impact - 1983-\$17,813.; 1984-\$19,727.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-t, on page 19, in the minutes of this meeting)

8-v.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-f) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE)"

(5% for each of two years 1983 and 1984 per contract agreement)

(Fiscal Impact - 1983-\$40,029.; 1984-\$43,583.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

8-w.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF GENERAL SERVICES AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-e) ADOPTED MAY 16, 1979, AS AMENDED AND SUPPLEMENTED. (TO ADJUST PAY RATES PER CONTRACT AGREEMENT WITH BUILDING TRADES BARGAINING COMMITTEE)"

(5% for each two years 1983 and 1984 per contract agreement)

(Fiscal Impact - 1983-\$55,163.; 1984-\$59,857.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

8-x.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF POLICE (NON-UNIFORMED) AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-k) ADOPTED MAY 4, 1977, AND AMENDMENTS THERETO. (TO CREATE POSITION TITLES AND SALARY RANGES)."

(Creation of four new positions in the Police Department)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Police Director Williams met with the Council August 9, 1983)

Councilman Rice indicated he was originally going to table this ordinance but after conversation with the Police Director at the pre-meeting conference of August 9, 1983, the Director indicated that persons hired for these positions would not replace the Radio Dispatch personnel.

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani,

President Grant.

Not Voting: Councilman Rice.

8-y.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO ADJUST SALARIES AS PER ARBITRATION AWARD FOR THE PROFESSIONAL FIRE OFFICERS' ASSOCIATION, LOCAL 1860, I. A. F. F., AFL-CIO)"

(9% per year for each of two years 1982 and 1983 as per arbitration award)

(Fiscal Impact - 1982-\$463,126.; 1983-\$504,808.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-w, on page 20, in the minutes of this meeting)

8-z.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR LABORER, WATER LEAK DETECTOR)"

(Laborer, Water Leak

Detector (40 Hours) 1/1/83 \$5.29 \$5.68 \$6.16)

(5% increase for the year 1983- No additional cost)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Branch.

8-ba.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING UP-GRADED HEALTH BENEFITS FOR EMPLOYEES AND FOR THE QUALIFIED DEPENDENTS OF EMPLOYEES REPRESENTED BY THE BUILDING TRADES BARGAINING COMMITTEE."

(Upgraded Medical-Surgical and Prescription Plan benefits per contract agreement - Fiscal impact - \$6,450.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-bb.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR EMPLOYEES REPRESENTED BY POLICE EMPLOYEES ASSOCIATION."

(Upgraded Dental and Medical-Surgical benefits per contract agreement)

(Fiscal Impact - \$410.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

August 10, 1983

8-bc.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING UPGRADED HEALTH BENEFITS FOR CERTAIN RETIREES REPRESENTED BY THE PROFESSIONAL FIRE OFFICERS' ASSOCIATION, LOCAL 1860, I.A.F.F., AFL-CIO."

(Upgraded health benefits for certain Fire Department retirees and dependents as per arbitration award - Fiscal Impact - \$2,026.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-bd.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE AFFORDING ACTIVE CITY EMPLOYEES AGE 65 THROUGH 69 THE OPPORTUNITY TO SELECT EITHER THE CITY'S REGULAR GROUP HEALTH BENEFITS PLAN OR THE MEDICARE PROGRAM AS THEIR PRIMARY HEALTH COVERAGE."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-be.

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 1, 1983, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE AMENDMENT OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, TENANT, CONCERNING THE SOUTH SIDE INTERCEPTOR SEWER."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

8-bf.
(A.S.)

The Acting City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A. GIBSON, NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, MRS. MATILDE ROSA, TENANT, 152 ELWOOD AVENUE, NEWARK, FOR RE-APPOINTMENT AS A MEMBER OF THE RENT CONTROL BOARD FOR A TERM OF TWO YEARS, COMMENCING JULY 10, 1983 AND EXPIRING JULY 9, 1985.

(Copy of communication submitted to each Member of the Council)

(Mrs. Rosa met with Council August 9, 1983)

A motion to confirm re-appointment of Mrs. Matilde Rosa, as a Member of the Rent Control Board for a term of two years, commencing July 10, 1983 and expiring July 9, 1985, was made by Councilman Branch, seconded by President Grant.

President Grant: Will the Council confirm the re-appointment?

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The re-appointment is confirmed.

8-bq.
(A.S.)

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 3, 1983, ENCLOSING PROPOSED, "ORDINANCE PERMITTING EMPLOYEES IN THE FIRE DEPARTMENT OF THE CITY OF NEWARK, REPRESENTED BY THE PROFESSIONAL FIRE OFFICERS' ASSOCIATION, LOCAL 1860, I.A.F.F., AFL-CIO, UPON SEPARATION FROM THE DEPARTMENT TO EXERCISE THE OPTION OF RECEIVING WAGES AND OTHER BENEFITS DUE IN A LUMP SUM EQUAL TO THE COST OF THE CITY FOR SUCH WAGES AND BENEFITS HAD THE EMPLOYEE REMAINED ON THE PAYROLL TO RECEIVE SAME. (AS PER ARBITRATION AWARD)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Grant.

Councilman Tucker said they discussed this ordinance yesterday and he has no problem making his statement public. He thinks it is a "rip-off" to the City of Newark. His concern is a simple one. All of the municipal employees when they want to retire and have accrued time, they enter into an agreement with the Personnel Department of the City. What usually happens is if the City is going to give you cash for two or three years of accrued time, there is some sort of percentage that they in effect give the City. This ordinance represents nothing for the City. It represents a lot for the employees who are currently there. He believes it is a "rip-off". If you are going to come in and say "that you will go out on sick leave for the next three years" and draw your sick time or pay me all my money now". There is no asset for the City of Newark. What happens in the Police Department automatically rolls over to the Fire Department. They are not talking about one ordinance. They are making a special class of people in regard that a policeman and fireman can take all their money out and get paid for it without entering into a negotiating process.

Councilman Martinez pointed out this was negotiated with an Arbitrator. It was part of a PERK, a bargain agreement between the City of Newark and the Firefighters Union. What this says in effect is if a firefighter decides to retire he can stretch his money out for six months. During the period of the six months the City has to provide all of his medical coverage. The City is getting a benefit in two ways. First the firefighter takes a lump sum and does not get anymore medical benefits. They are bargaining now for additional coverage for retired firefighters. Second, once you accept a lump sum, 40% goes to the Internal Revenue Service. The firefighter is going to be losing more money. Third, they have elderly firefighters who aren't capable of climbing the ladders and fighting fires and they keep saying "why don't they hire young blood". This is their opportunity to bring in the new young blood. There are about 30 and 40 men looking to retire between now and the first of the year.

Councilman Martinez reiterated this is an arbitrated award. If they say "no" to this and try to reject this, it is going to kick them back in their face because they have violated a contractual agreement.

Councilman Tucker said that Arbitrator is not an elected official and they are bankrupting this City. The same as the State Legislators when they approved the non-residency law. He reiterated this is a "rip-off" to the City of Newark and he is not concerned about Internal Revenue Service. All he is concerned is "where is the benefit for the taxpayers of the City of Newark." It only benefits the retired employees. If a firefighter can't climb a ladder he should retire or go out on disability. They need not pay him a full price based on that.

The motion to defer action on this ordinance and directing the Acting City Clerk to place this item on the Special Meeting Agenda of August 16, 1983; further directing Acting City Clerk to invite Acting Corporation Counsel Pidgeon and Director of Fire Caufield to meet with the Council at their special pre-meeting conference August 16, 1983 was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani,
President Grant.

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8-bh.
(A.S.)

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 3, 1983, ENCLOSING PROPOSED, "ORDINANCE TO AMEND SECTION 2:14-5, OF TITLE 2, CHAPTER 14, PERSONNEL PRACTICES AND POLICIES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (TO PROVIDE INCREASED ANNUAL VACATION LEAVE FOR CERTAIN EMPLOYEES OF THE FIRE DEPARTMENT AND POLICE DEPARTMENT) "

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The Acting City Clerk reported the following Bingo and Raffles were issued from June 28, 1983 to August 1, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Parent School	8746 (Amended)
Beth David Jewish Center	8774 (Amended)
St. Michael's Merrymakers	8775 (Amended)
Ms. Civic Association	8780 (Amended)
St. John's Ukrainian Catholic Church	8807 (Amended)
St. Casimir's Roman Catholic Church	8816 (Amended)
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	8824 (Amended)
St. Lucy's Society	8856 (Amended)
St. Benedict's Church	8881 (Amended)
St. Benedict's Booster Club	8952 (Amended)
Parent Association of St. Benedict's Elementary School	8953 (Amended)
New Hope Baptist Church	8960
Alanon Association, Inc.	8965
St. Rose of Lima Church	8970

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Church	8914 (Amended)
Berean Baptist Church	8955
St. Aloysius Roman Catholic Church General Committee	8956
St. Aloysius Roman Catholic Church General Committee	8957
St. Aloysius Roman Catholic Church General Committee	8958
Newark Beth Israel Medical Center	8959
St. John's Guild	8961
St. Augustine Holy Name Society	8962
St. Augustine Church	8963
Club Portuguese of North Newark	8964
Committee for Handicapped Children of P.R. Inc.	8967
Carteret Home and School Association	8968
Carteret Home and School Association	8969

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

12-a.

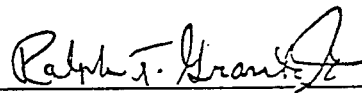
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 6:05 P.M.

APPROVED:


 Archie Korngut
 Acting City Clerk


 Ralph T. Grant, Jr.
 President



Newark, New Jersey, August 16, 1983

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 11, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The Acting City Clerk read letter dated August 11, 1983, from Honorable Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, August 16, 1983, at 11:00 A.M., or as soon thereafter as Council can convene to consider the following legislation:

Resolution establishing budget for Community Development Block Grant Emergency Jobs Act in amount of \$3,289,000. received from United States Department of Housing and Urban Development; said funds to help fight unemployment and to construct new housing in City of Newark.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to initially transfer \$8,000,000. and up to \$15,000,000. from time to time, at option of City to NEDC Financial Management Corporation as a loan in accordance with terms set out in attached Exhibit A. (To fund part of construction financing for an office building project known as "Gateway III".)

Resolution ratifying contract with North Ward Senior Program for period June 1, 1983 to August 10, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office to enter into contract with North Ward Senior Program for period August 11, 1983 to May 31, 1984; to provide services to low and moderate income seniors; said Center to receive \$59,400.; funds provided by HCDA IX.

Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Senior Buyer in the Department of Administration). (Ordinance 8-b deferred August 10, 1983)

Ordinance permitting employees in the Fire Department of the City of Newark, represented by the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO, upon separation from the Department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same (as per arbitration award). (Ordinance 8-bg(A.S.) deferred August 10, 1983)

Ordinance amending Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board Sections 4.6.7.8.16 and 17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

August 16, 1983 #1

August 16, 1983

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RESOLUTIONS.

7-R-a.
(S-1)

RESOLUTION ESTABLISHING BUDGET FOR COMMUNITY DEVELOPMENT BLOCK GRANT EMERGENCY JOBS ACT IN AMOUNT OF \$3,289,000. RECEIVED FROM UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; SAID FUNDS TO HELP FIGHT UNEMPLOYMENT AND TO CONSTRUCT NEW HOUSING IN CITY OF NEWARK.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.
(S-1)

RESOLUTION AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE/COMMUNITY DEVELOPMENT ADMINISTRATION TO INITIALLY TRANSFER \$8,000,000. AND UP TO \$15,000,000. FROM TIME TO TIME, AT OPTION OF CITY TO NEDC FINANCIAL MANAGEMENT CORPORATION AS A LOAN IN ACCORDANCE WITH TERMS SET OUT IN ATTACHED EXHIBIT "A". (TO FUND PART OF CONSTRUCTION FINANCING FOR AN OFFICE BUILDING PROJECT KNOWN AS "GATEWAY III.")

(Copy of resolution and correspondence submitted to each Member of the Council)

(Mr. Alfred Faiella, Executive Director and Secretary, Newark Economic Development Corporation met with the Council August 16, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani.

Councilman Tucker, through the Chair, requested that an excerpt of the discussion with Mr. Alfred Faiella, Executive Director, Newark Economic Development Corporation, at the pre-meeting conference held this date be incorporated in the minutes of this meeting.

At the Pre-meeting conference held August 16, 1983, Mr. Alfred Faiella, Executive Director and Secretary, Newark Economic Development Corporation, stated they had requested to receive from the two entities, one the Department of Housing and Urban Development, a letter signifying that they were cognizant of this mechanism and that it was legal in their opinion or proper and two, communications in the City's law Department specifically dealing with this so called mechanism, the C. D. Float. He stated they had received from the Department of Housing and Urban Development, dated August 9th, addressed to Ronald Jean, attached to Council's correspondence which calls this an innovative financing technique and no prior approval being required. They have received a rather succinct memo that covers the points of contention of the loan program from Leo Schwartz and John Pidgeon which says not only that it is legal but talks about a certification of the availability of funds in the form of a letter of credit, etc. He stated they are taking Community Development funds that are currently contracted for but are sitting in the form of a letter of credit in our accounts and not earning interest and temporarily lending them to a qualified project pursuant to a HUD regulation and as security receiving in return an irrevocable letter of credit from a local financial institution. The loan is two-fold. It is a loan to the N.E.D.C. who is a subsidiary of theirs, which they simultaneously re-lend the Third Newark Gateway Corporation and receive a letter of credit in return. Currently, they estimated a minimum \$8 million loan will be earning about \$70,000. a month interest. He noted that if the sums of money increase they could earn as much as \$1 million in interest for the City of Newark pursuant to this particular mechanism that they would not normally earn on these funds.

Councilman Tucker stated the responsibility of the Governing Body as the fiscal people was designed by statute. He noted what they were doing was giving that responsibility to N.E.D.C. or a private corporation. He queried what was the City's liability. Inevitably they have an obligation that goes directly to HUD. If there are disallowed costs in regard to dealing with them, if the money is not invested properly and the money is lost, the City would still have to pay it back. He was concerned in what way they could be assured that the money was not "going south."

Mr. Faiella stated there was a two-fold assurance. There would be a note signed by Prudential Insurance Company promising to repay the money and since that is not security enough, there is an irrevocable letter of credit drawn on Fidelity Union Bank, a bank whose assets are approximately three billion dollars signed directly to the City of Newark that the City will hold. He noted there is no more adequate security. There will be an irrevocable letter of credit in the total amount of whatever the outstanding mortgage money will be, signed to the City, drawn directly to the City and a note signed by Third Newark Gateway whose assets now approach \$55 million.

Mr. Faiella continued that the loan and note is conditioned on the irrevocable letter of credit. To go out and purchase the letter of credit will require a sum of money. That will be done at the closing. It will be presented at the closing before any notes are signed and that letter of credit, by request of the Law Department, will sit with the Law Department.

Councilman Payne stated this sounded like an innovative kind of mechanism and he was supportive of this concept if all of the safeguards are included.

Councilman Branch noted since there were not liabilities attached to this Governing Body and they seem to stand a chance to benefit he would be in favor of supporting this concept.

Councilwoman stated this was a great package.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Villani, President Grant.

No: Councilman Tucker.

Not Voting: Councilman Rice.

7-R-c.
(S-1)

RESOLUTION RATIFYING CONTRACT WITH NORTH WARD SENIOR PROGRAM FOR PERIOD JUNE 1, 1983 TO AUGUST 16, 1983, FURTHER AUTHORIZING MAYOR AND EXECUTIVE DIRECTOR OF MAYOR'S POLICY AND DEVELOPMENT OFFICE TO ENTER INTO CONTRACT WITH NORTH WARD SENIOR PROGRAM FOR PERIOD AUGUST 17, 1983 TO MAY 31, 1984; TO PROVIDE SERVICES TO LOW AND MODERATE INCOME SENIORS: SAID CENTER TO RECEIVE \$59,400.; FUNDS PROVIDED BY HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

No action taken on this resolution.

COMMUNICATIONS.

8-a.
(S-1)

The Acting City Clerk presented PROPOSED ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR," (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANE FOR SENIOR BUYER IN THE DEPARTMENT OF ADMINISTRATION).

(Senior Buyer (35 Hours) \$15,703.91 - \$19,087.48)

(11.4% increase in minimum salary of \$15,703.91; 15.7% increase in maximum salary in Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

8-b.
(S-1)

The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED AUGUST 3, 1983, ENCLOSING PROPOSED "ORDINANCE PERMITTING EMPLOYEES IN THE FIRE DEPARTMENT OF THE CITY OF NEWARK, REPRESENTED BY THE PROFESSIONAL FIRE OFFICERS' ASSOCIATION, LOCAL 1860, I.A.F.F., AFL-CIO, UPON SEPARATION FROM THE DEPARTMENT TO EXERCISE THE OPTION OF RECEIVING WAGES AND OTHER BENEFITS DUE IN A LUMP SUM EQUAL TO THE COST TO THE CITY FOR SUCH WAGES AND BENEFITS HAD THE EMPLOYEE REMAINED ON THE PAYROLL TO RECEIVE SAME (AS PER ARBITRATION AWARD)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Acting Corporation Counsel Pidgeon, Assistant Corporation Counsel Bressler, Personnel Officer Veltri met with the Council August 16, 1983)

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A motion to defer action on this ordinance awaiting the fiscal impact this legislation would have on the City was made by Councilman Tucker, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen Branch, Payne, Tucker, Villani.

No: Councilmen James, Rice.

Not Voting: President Grant.

A motion to consider and adopt this ordinance on First Reading was made by Councilman Rice, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen James, Rice, Villani.

No: Councilmen Branch, Payne, Tucker.

Not Voting: President Grant.

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, James, Payne Rice, Villani, President Grant.

No: Councilman Tucker.

8-c.
(S-1)

The Acting City Clerk presented COMMUNICATION FROM ACTING BUSINESS ADMINISTRATOR BANKER, RECEIVED AUGUST 10, 1983, ENCLOSING PROPOSED "ORDINANCE AMENDING TITLE 15, HOUSING; CHAPTER 9B, RENT CONTROL; RENT CONTROL BOARD SECTIONS 4, 6, 7, 8, 11, 16 and 17 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Hill, Acting Corporation Counsel Pidgeon, Ms. Geraldine Smith, Administrator, Rent Control Board met with the Council August 16, 1983)

A motion directing the Acting City Clerk to place this ordinance on the September 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, James, Payne, Villani, President Grant.

No: Councilman Tucker.

Not Voting: Councilman Rice.

ADJOURNMENT.

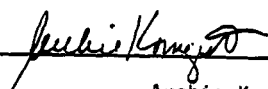
12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

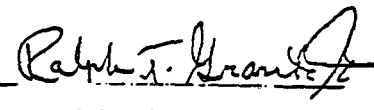
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 1:25 P.M.

APPROVED:



Archie Korngut
Acting City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, August 16, 1983

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August 16, 1983 #2

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:28 P.M.

President Grant called the meeting order and asked for roll call.

Present: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 12, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The Acting City Clerk read letter dated August 12, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, August 16, 1983, at 11:30 A.M., or as soon thereafter as Council can convene to consider the following legislation:

Resolution authorizing the solicitation for Sealed Bids for Lease of Non-Residential Premises.

Resolution Authorizing a contract with Neighborhood Housing Services of Newark Incorporated for the purpose of Rehabilitation and Improvements within deteriorating neighborhoods.

Resolution authorizing the acceptance of Bids for Lease of Non-Residential Premises (222-224 Oraton Street).

Transfer Resolution #27 for Housing and Community Development Act Seventh Year (HCDA VII).

Transfer Resolution #24 for Housing and Community Development Act Second Year (HCDA II).

Transfer Resolution #26 for HCDA IV.

Transfer Resolution #25 for HCDA III.

Transfer Resolution #23 for HCDA VIII.

Resolution authorizing the City of Newark to accept funds from the department of Community Affairs in the amount of \$110,000 to be placed into the 1983 city budget as a budget insertion.

Resolution authorizing the City of Newark and the Executive Director of MPDO to enter into a contract extension of funding year HCDA VIII for the agency Minority Contractor in the amount of \$16,000.

Resolution authorizing the City of Newark and the Executive Director of MPDO to increase Gladys Dickerson Health Center HCDA VIII budget in the amount of \$40,000 for the purpose of entering into a contract.

August 16, 1983

RESOLUTIONS.7-R-a.
(S-2)

RESOLUTION AUTHORIZING SOLICITATION OF SEALED BIDS FOR LEASING OF NON-RESIDENTIAL PROPERTIES, PER ATTACHED SCHEDULE "C", ON AUGUST 29, 1983, AT 11:30 A.M., 32 GREEN STREET, 4TH FLOOR. (385, 387, 389, 391 South Orange Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, James, Payne, Rice, Villani, President Grant.
No: Councilman Tucker.

7-R-b.
(S-2)

RESOLUTION AMENDING RESOLUTION 7-R-bj, JULY 6, 1983, CONTRACT WITH NEIGHBORHOOD HOUSING SERVICES OF NEWARK INCORPORATED - \$83,083.80, TO PROVIDE ADDITIONAL FUNDS IN AMOUNT OF \$11,025.12 TOTALLING \$94,108.12; FUNDS AVAILABLE FROM H.C.D.A. FY II.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.
(S-2)

RESOLUTION ACCEPTING BID OF MR. JOHN GRAY, 248 JOHNSTON AVENUE, JERSEY CITY, HIGHEST BIDDER, FOR LEASING OF NON-RESIDENTIAL PREMISES, 222-24 ORATON STREET, BLOCK 729, LOTS 79, 80, NEWARK, NEW JERSEY, FOR SUM OF \$1,500. ANNUAL RENT, PURSUANT TO N.J.S.A. 40A:12-14 (a), BASED UPON RESOLUTION 7-R-br (A.S.) JULY 6, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch.

Councilman Tucker queried how the City could lease land that was purchased with Green Acres funds?

President Grant stated pending additional information on this legislation he would withdraw his motion and Councilman Branch withdrew his second to the motion.

A motion to defer action on this resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-d.
(S-2)

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS (H.C.D.A. VIII) - \$239,200.39 TO H.C.D.A. VII, ST. COLUMBA NEIGHBORHOOD CLUB, OTHER EXPENSES - \$239,200.39; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.
(S-2)

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS (H.C.D.A. VIII) - \$151,871.51 TO H.C.D.A. II, ACQUISITION OF REAL PROPERTY, OTHER EXPENSES - \$151,871.51; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.
(S-2)

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS (H.C.D.A. VIII) - \$386,246.77 TO H.C.D.A. IV, VARIOUS AGENCIES - \$386,246.77; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-g.
(S-2)

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS (H.C.D.A. VIII) - \$254,449.32 TO H.C.D.A. III, NEIGHBORHOOD HOUSING SERVICES, OTHER EXPENSES - \$170,000., NEIGHBORHOOD IMPROVEMENT LOAN, OTHER EXPENSES - \$84,449.32 TOTALING \$254,449.32; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.
(S-2)

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT FUNDS EIGHTH YEAR (H.C.D.A. VIII) - \$1,031,767.99 TO VARIOUS DEPARTMENTS AND AGENCIES H.C.D.A. II, H.C.D.A. IV AND H.C.D.A. VII - \$1,031,767.99; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.
(S-2)

RESOLUTION AUTHORIZING TRANSFER OF HOUSING AND COMMUNITY DEVELOPMENT ACT, EIGHTH YEAR FUNDS (H.C.D.A. VIII), FROM LYONS AVENUE HEALTH CENTER, OTHER EXPENSES, \$56,000. TO GLADYS DICKINSON, OTHER EXPENSES \$40,000., MINORITY CONTRACTOR'S, OTHER EXPENSES, \$16,000.; PURSUANT TO ORDINANCE 6-S & F-d, APRIL 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.
(S-2)

RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, NEWARK PRESERVATION PROGRAM; \$110,000.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF COMMUNITY AFFAIRS.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Tucker.

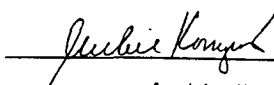
ADJOURNMENT.

12-a.

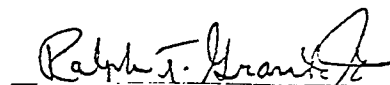
A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 1:35 P.M.

APPROVED:



Archie Korngut
Acting City Clerk



Ralph T. Grant, Jr.
President



Newark, New Jersey, August 23, 1983

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 11:00 A.M., Tuesday, August 22, 1983, in the Council Chamber, Second Floor, City Hall, Newark.

✓ Acting City Clerk Korngut read letter dated August 19, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a Special Meeting of the Municipal Council of the City of Newark, for Tuesday, August 23, 1983, at 11:00 A.M., or as soon thereafter as practical to consider the following legislation:

RESOLUTION ACCEPTING BID OF VINCENT MASULLO
AND HELEN MASULLO H/W, NEXT HIGHEST BIDDERS,
FOR PURCHASE OF CITY-OWNED PROPERTY KNOWN AS
BLOCK 164, LOTS 37 AND 39, 224-226 MARKET
STREET, NEWARK, NEW JERSEY; PURSUANT TO N.J.S.A.
40A:12-13 (a), FOR SUM OF \$35,000., BASED UPON
RESOLUTION 7-R-d, JUNE 28, 1983.

The Acting City Clerk stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 19, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 12:00 Noon, Acting City Clerk Korngut called the meeting to order and called the roll.

Present: Councilman Martinez, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council.

Acting City Clerk Korngut announced there was a lack of quorum.

Councilman Martinez stated in view of the fact there was a lack of quorum, he respectfully requested the legislation be considered at the September 7, 1983 meeting of the Municipal Council.

Acting City Clerk Korngut citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members select another hour or day.

The names of the Members present and their action at such meeting shall be recorded in the minutes of the Clerk."


Councilman Martinez questioned the bidding price of the resolution.

Acting City Clerk Korngut replied that a typographical error was made on the resolution and the price should read \$45,102., and would be in that form at the meeting of September 7, 1983.

Councilman Martinez stated the meeting was recessed until Wednesday, September 7, 1983.

This meeting adjourned at 12:02 P.M.

APPROVED:



Archie Korngut
Acting City Clerk



A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:15 A.M.

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President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Martinez, Rice, Tucker, President Grant; City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on August 26, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated August 26, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, August 30, 1983, at 10:00 A.M., or as soon thereafter as Council can convene to consider the following legislation:

1. Budget insertion resolution #16 for Economic Planning Grant in the amount of \$27,765.
2. Budget insertion resolution #15 for Summer Youth Employment Program (SYEP '83) in amount of \$750,000.
3. Consideration of the elevator Maintenance Contract (7-R-bk, August 10, 1983, deferred)

RESOLUTIONS.

7-R-a.(S).

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Economic Planning Grant, \$27,765.; item available from United States Department of Commerce, Economic Development Administration.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Martinez, Rice, Tucker, President Grant.

7-R-b.(S).

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Comprehensive Employment and Training Act, Title IV, Summer Youth Employment Program (1982-83); \$750,000.; item available from United States Department of Labor, Employment and Training Administration.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Martinez, Rice, Tucker, President Grant.

Aug. 30, 1983

7-R-c.(S).

Resolution authorizing Purchasing Agent to advertise and receive bids for Elevator Maintenance, Department of General Services, Division of Public Buildings; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker said they have not yet heard from Director of Engineering Zach with respect to renovating the elevators and felt this resolution was not an emergency that it couldn't wait until their next regularly scheduled meeting.

President Grant replied right now they are without a contract for the maintenance of elevators and felt they should adopt this resolution in the event emergency repairs must be made to the elevators.

The City Clerk noted Director of Engineering Zach and Director of General Services Toma are scheduled to discuss this matter with the Municipal Council at their pre-meeting conference, September 6, 1983.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Martinez, Rice, Tucker, President Grant.

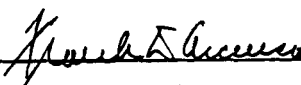
ADJOURNMENT.

12-a.

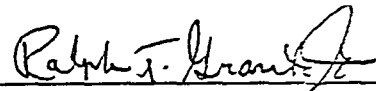
A motion to adjourn the meeting was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilman Branch, Martinez, Rice, Tucker, President Grant.

This meeting adjourned at 11:20 A.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:25 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Mario Muccitelli, Our Lady of Perpetual Help.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Detective Lieutenant Nicholas Della Valle, Sergeant-At-Arms and Assistant Corporation Counsel Janice Montana.

(Councilman Payne arrived at 1:40 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on August 30, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to consider at this time Resolution 7-R-cg was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cg.

RESOLUTION RECOGNIZING AND COMMENDING DORLAND J. HENDERSON, ONE OF NEWARK'S MOST CONCERNED CITIZENS, FOR HIS SELFLESS SERVICE AS "THE CONSCIENCE OF OUR CITY" AND PARTICULARLY FOR HIS THOUGHTFUL ADVICE TO THE MUNICIPAL COUNCIL THROUGH THE YEARS.

Councilman James read the following resolution:

WHEREAS, Dorland J. Henderson, a longtime resident of Newark, has long exemplified the highest traditions of good citizenship by faithfully monitoring the processes of city government, attending numerous meetings of the Municipal Council, and offering many prudent and cogent observations on ways to improve services to citizens while providing relief to taxpayers; and

WHEREAS, in his discussions of municipal government, Dorland J. Henderson frequently demonstrates the vast knowledge and wisdom he has accumulated during his distinguished career as a professional engineer and administrator with the New Jersey Department of Transportation; as a former member of various official boards in the Town of Montclair, and as an active leader of several Newark organizations, including the North Ward Property Owners Association and the Newark Preservation and Landmarks Committee; and

WHEREAS, Dorland J. Henderson and his wife, Betty, have shown their wholehearted commitment to the City of Newark by buying and lovingly restoring the Sydenham House, the oldest private residence in the city, during the last 30 years, and by arranging to bequeath this beautiful house to the Newark Museum as a gift to the people of the City, and by establishing an endowment foundation to assure the permanent preservation and maintenance of this national landmark; and

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September 7, 1983

WHEREAS, with never the slightest thought of personal gain, Dorland J. Henderson has sounded a sometimes lonely but always vigorous call for economy and integrity at all levels of government, and with much conviction and courage he has frequently reminded public officials and private citizens alike that all must make sacrifices to advance the common good;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Dorland J. Henderson, one of Newark's most concerned citizens, for his selfless service as "The Conscience of Our City", and particularly for his thoughtful advice to the Municipal Council through the years, and does wish for him many more years as a tireless guide to good government and eloquent champion of the public interest.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Dorland J. Henderson in warmest appreciation of all that he has done to make Newark's government more responsive to every citizen.

Councilman James presented Mr. Henderson with a suitably inscribed resolution on behalf of the Municipal Council.

Councilman James stated that everyone knew Mr. Henderson as being a community activist and someone who served as a check and balance system for the City Government and throughout the community. He introduced Mrs. Betty Henderson.

Mr. Henderson said when he received the letter from the City Clerk inviting him to attend the meeting he felt overwhelmed. He thanked the Council and said he was honored to accept the resolution.

Councilman James knew that Mr. Henderson had a fondness for culture and history so he presented him with a street sign bearing the name of Old Road to Bloomfield.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-cr was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

7-R-cr.

RESOLUTION RECOGNIZING AND COMMENDING MS. ESTHER ROLLE ON THE OCCASION OF HER VISIT TO NEWARK AND PERFORMANCE IN THE THEATRE OF UNIVERSAL IMAGES' PRODUCTION OF "THE RIVER NIGER."

Councilman Branch read the following resolution:

WHEREAS, Esther Rolle, a native of Pompano, Florida, and perhaps best known as "Floida" to millions of television fans familiar with her work on "Maude" and her own series, "Good Times" is returning to Newark's Theater of Universal Images to star in the Obie-award winning play, "The River Niger"; and

WHEREAS, although Ms. Rolle's childhood exposure to acting was in the form of family entertainment as her older sisters and brothers formed a dramatic group and wrote skits 'to entertain and keep quiet' the younger siblings, she searched and consecrated her God-given talents, and, as a result, has emerged as a unique and vibrant interpretation of the black theatrical imagination; and

WHEREAS, from her first high school recital before renown poet Langston Hughes and throughout her career, Esther has fulfilled the 'going far' stardom as prophesied by actor-singer, Paul Robeson, as evidenced by her stellar TV performances in "Summer of My German Soldier", "South by Northwest" and "I Know Why The Caged Bird Sings", as well as her superb stage performance in "Don't Play Us Cheap", "Amen Corner", "Blues for Mr. Charlie", "Story of the Blind Pig" and Ossie Davis' "Purlie"; and

WHEREAS, in the midst of many successes, Esther has not forgotten her roots and her deep devotion to the unity of the black family, as she has graciously shared her time, success and talent with persons confined in hospitals and particularly those who live in underprivileged neighborhoods;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and salute Ms. Esther Rolle, for her creative theatrical genius and her conspicuous ability to express the realities of the Afro-American culture and heritage.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Ms. Rolle in warm appreciation of her return to the City of Newark and her unselfish contribution to Newark's performing arts.

Councilman Branch presented Ms. Rolle with a suitably inscribed resolution on behalf of the Municipal Council.

Councilman Branch thanked Ms. Rolle for returning to Newark to star in the play "The River Niger."

Ms. Rolle thanked the Council Members for the resolution presented to her by Councilman Branch. She said she was surprised to receive the commendation on her behalf. She also said she had a warm spot in her heart for the City of Newark. She mentioned the Theatre of Universal Images' was a good contribution to Newark's performing arts and hoped that her presence would further push theatre in the City.

Council President Grant welcomed Ms. Rolle officially to the City on behalf of the many citizens.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

(Councilman Payne arrived at 1:40 P.M.)

A motion to consider Resolution 7-R-p was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p. RESOLUTION RECOGNIZING AND COMMENDING MR. JOHN BREEDEN ON HIS ELECTION AS NATIONAL COMMANDER OF THE ARMY AND NAVY UNION.

Councilman James read the following resolution:

WHEREAS, the City of Newark, throughout its history, has been the home of many persons who have distinguished themselves in various walks of life; and

WHEREAS, one such long-time resident whom Newark is proud to claim is Mr. John Breeden who, on August 20, 1983, was unanimously elected to the post of National Commander of the Army and Navy Union, and thereby became the second Afro-American to serve as head of the oldest veteran organization in the country; and

September 7, 1983

WHEREAS, Commander Breeden's military career began in 1953 as an infantryman and upon his discharge in 1955, he began to involve himself in several activities dedicated to improve the quality of life and welfare of all veterans; and

WHEREAS, Mr. Breeden's commitment to serve his comrades is evident by his long years of service as a member of the American Legion, and Disabled Veterans and by his invaluable volunteer service to veterans hospitals, soldiers homes and organizations whose platform centers on the rights, benefits and recognition of those who served in the Armed Services; and

WHEREAS, John Breeden has, by deed and example, served as a model that all could respect and emulate and be witness to the success that one person can aspire to achieve, while seeking no more than to be of service to his fellow members of the Armed Forces;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize Commander John Breeden on his recent election as National Commander of the Army and Navy Union and does further salute the many positive contributions he has made to veterans and their families.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Commander Breeden in honor of this auspicious occasion.

Councilman James presented Mr. Breeden with a suitably inscribed resolution on behalf of the Municipal Council.

Councilman James mentioned Mr. Breeden was an outstanding member of the community and that he was the second Afro-American to be honored as such.

Mr. Breeden thanked the Council Members for this honor. He said he appreciated the fact that he was being honored and he accepted from the bottom of his heart.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider Resolution 7-R-n was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n.

RESOLUTION OF COMMENDATION TO FIVE NEWARK POLICE OFFICERS FOR THEIR EFFORTS IN RESTRAINING AND MAINTAINING ORDER AT A REGULARLY SCHEDULED MEETING OF THE NEWARK MUNICIPAL COUNCIL.

President Grant read the following resolution:

WHEREAS, on Wednesday, August 10, 1983, at the regularly scheduled meeting of the Newark Municipal Council, more than 30 members of a citizen group disrupted the public meeting which necessitated assistance from the Newark Police Department; and

WHEREBY, the swift and intelligent actions of Lt. Nicholas P. Della Valle, Lt. Leonard P. Kowalewski, Lt. William Sugrue, Sgt. Floyd Bostic and Officer Gerald O'Connor, Jr., obviated a tense situation without harm to the protestors or the general public and thus reflected great credit upon themselves and the Newark Police Department; and

WHEREIN, by their actions, these five officers exemplified their professional training in such a way as to demonstrate both politeness and firmness with the protestors and set an example for all who are responsible for the protection of employees and visitors in municipal buildings throughout the City;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does officially tender this resolution of commendation to Newark Police Officers, Nicholas Della Valle, Leonard Kowalewski, William Sugrue, Floyd Bostic and Gerald O'Connor, for showing restraint and sensitivity in a potentially venturous situation.

BE IT FURTHER RESOLVED that a copy of this resolution of commendation be suitably inscribed and presented to each officer in warm appreciation of their deed.

President Grant presented Newark Police Officers, Nicholas Della Valle, Leonard Kowalewski, William Sugrue, Floyd Bostic and Gerald O'Connor with a resolution of commendation on behalf of the Municipal Council.

Detective Lieutenant Della Valle thanked the Council Members on behalf of the other police officers mentioned. He said these commendations would be cherished by all for the rest of their lives.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented COPY OF MINUTES OF MEETING OF NEWARK CENTRAL PLANNING BOARD, HELD AUGUST 1, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.
Absent During Roll Call: Councilman Rice, President Grant.

4-b.

The City Clerk presented AUTOMATIC DATA PROCESSING (A.D.P.), RENTAL ACTIVITY OF CITY-OWNED PROPERTY, FOR THE MONTH OF JULY, 1983, SUBMITTED BY OTTO ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.
Absent During Roll Call: Councilman Rice, President Grant.

September 7, 1983

4-c.

The City Clerk presented REPORT OF TAX ABATEMENT PROPERTIES, 2ND QUARTER, FOR PERIOD APRIL 1, 1983 TO JUNE 30, 1983, SUBMITTED BY DEPARTMENT OF FINANCE, DIVISION OF REVENUE COLLECTIONS.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.
 Absent During Roll Call: Councilman Rice, President Grant.

4-d.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR MONTH OF JULY, 1983.

A motion that the Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator be received and placed on file was made by the Council of the Whole.

Councilman Tucker felt that more discussion should be held on the contracts awarded by the Purchasing Agent and Business Administrator. He said the existing ordinance should also be reviewed.

President Grant directed the City Clerk to invite Business Administrator Hill and Purchasing Agent Lucarelli to the next Special Conference to discuss this matter.

The motion was adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani,
 President Grant.

4-e.

The City Clerk presented REPORT OF NEWARK REDEVELOPMENT AND HOUSING AUTHORITY, LISTING PROPERTY ACQUISITION FOR URBAN RENEWAL PROJECT NOS. H.C.D.A., FOR MONTH OF JULY, 1983.

A motion that the Report be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.
 Absent During Roll Call: Councilman Rice, President Grant.

4-f.

The City Clerk presented 1982 AUDIT, PASSAIC VALLEY SEWERAGE COMMISSIONERS, FOR YEAR ENDED DECEMBER 31, 1982, SUBMITTED BY CARMINE PERRAPATO, EXECUTIVE DIRECTOR.

A motion that the 1982 Audit Report be received and placed on file was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.
 Absent During Roll Call: Councilman Rice, President Grant.

4-q.

The City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD JULY 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.

Absent During Roll Call: Councilman Rice, President Grant.

4-h.

The City Clerk presented COPY OF MINUTES OF MEETING OF ALCOHOLIC BEVERAGE CONTROL BOARD, HELD FEBRUARY 28, 1983, MARCH 14 AND 28, 1983, APRIL 11 AND 18, 1983 AND MAY 9, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.

Absent During Roll Call: Councilman Rice, President Grant.

4-i.

The City Clerk presented ACTUARY REPORT OF EMPLOYEES' RETIREMENT SYSTEM, AS OF DECEMBER 31, 1981, SUBMITTED BY BEN KRUSCH, CHAIRMAN.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.

Absent During Roll Call: Councilman Rice, President Grant.

4-j.

The City Clerk presented COPY OF MINUTES OF MEETING OF ALCOHOLIC BEVERAGE CONTROL BOARD, HELD JUNE 20 AND 27, 1983.

(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.

Absent During Roll Call: Councilman Rice, President Grant.

4-k.

The City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTHS FROM APRIL THROUGH JUNE, 1983.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.

Absent During Roll Call: Councilman Rice, President Grant.

September 7, 1983

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a. The City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Avon Avenue and Stratford Place as one-way streets.

(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place; Stratford Place, Southbound, from Avon Avenue to Clinton Avenue)

Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner Boulevard; Stratford Place, Northbound, between Avon Avenue and Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

6-F-b. The City Clerk read An Ordinance to regulate the closing of streets in the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Teare met with Council May 17, 1983)

A motion to defer action on this ordinance was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

6-F-c. The City Clerk read An Ordinance authorizing the execution of a lease between the City of Newark, Leasee, and North Jersey Community Union, Sub-Leasee, for the premises commonly known as 101 Ludlow Street, a portion of Block 3764, Lot 1, for the sum of one dollar (\$1.), per year for a period of twenty-five (25) years with a sixteen (16) year option to renew.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Administrator Robinson, Newark Health Planning Agency met with Council August 9, 1983)

(Acting Corporation Counsel Pidgeon, Health and Welfare Director Cherot, Mr. Kenneth Peterson, Dayton Community Health Center and Mr. Bernard Passer met with Council September 6, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-d.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Water Meter Inspector)

(Water Meter Inspector
(35 Hours) \$11,036.97 - \$13,416.54)
(Title change only - No change in salary - Not covered by Civil Service Association - Essex Council #1 - No additional cost)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

President Grant: The yeses are eight and the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-e.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust the salary range for Manager, Division of Parks and Grounds)

(Manager, Division of Parks and Grounds
(35 Hours) \$24,372.89 - \$29,611.08)
(33% increase - To put on par with other Managers in Department of General Services Managerial Titles - Fiscal Impact - \$572.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Villani, President Grant.

No: Councilmen James, Payne, Tucker.

Absent During Roll Call: Councilman Rice.

President Grant: The yeses are five, the noes are three and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

At a later time in the meeting, after Ordinance 6-S & F-bf., Councilman Tucker questioned the 33% increase which was approved for the title of Manager, Division of Parks and Grounds. He felt the Council should not query about the 25% increase for the titles of Director, Planning and Grantsmanship and Director, Mayor's Policy and Development Office. He stated these titles have not been raised since 1980.

Councilman Carrino mentioned the title for Manager, Division of Parks and Grounds was being raised to match the salary of every other manager in the City with the same title. He said the title was inadvertently omitted in 1982. He stated the other two positions had nothing to do with people on the same scale in the City. They are not classified as department heads nor division heads because they are on a Federal Program. He felt what the titles did not get in 1981 and 1982 should not have bearing on what was being done presently. He said he wanted to vote within the confines of what everyone else was receiving presently.

6-F-f.

The City Clerk read An Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of 18th Avenue and South 19th Street.

(Intersection: 18th Avenue and South 19th Street)

Right Turn Prohibition: North on South 19th Street to east on 18th Avenue; West on 18th Avenue to north on South 19th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-g.

The City Clerk read An Ordinance to amend Title 5, Chapter 10, of the Revised Ordinances of the City of Newark, New Jersey.

(Establishing application fee of \$225. for Carnivals)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-h.

The City Clerk read An Ordinance providing for the acquisition and installation of remote water meter reading devices in and by the City of Newark, in the County of Essex, New Jersey, and appropriating \$744,000. therefor.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-i.

The City Clerk read An Ordinance accepting a jeep, CJ5, from the Newark Watershed Conservation and Development Corporation (NWCDC).

(Jeep to be used by Chief Forester)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-j.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Engineering and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust pay rates per contract agreement with Building Trades Bargaining Committee)

(5% for each of two years 1983 and 1984 per contract agreement - Fiscal Impact - 1983 - \$40,029.; Fiscal Impact - 1984 - \$43,583.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-k.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust pay rates per contract agreement with Building Trades Bargaining Committee)

(5% for each of two years 1983 and 1984 per contract agreement - Fiscal Impact - 1983 - \$55,163.; Fiscal Impact - 1984 - \$59,867.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-l.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To create position titles and salary ranges)

(Creation of four new positions in the Police Department)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 7, 1983

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Chief of Staff Smith, Police Director Williams and Mr. Edward Brown to a Special Conference was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani.

No: Councilman Rice, President Grant.

President Grant: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-m.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Laborer, Water Leak Detector)

(5% increase for year 1983 - No additional cost)

(Laborer, Water Leak

Detector (40 Hours) 1/1/83 \$5.29 \$5.68 \$6.16)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-n.

The City Clerk read An Ordinance establishing upgraded health benefits for employees and for the qualified dependents of employees represented by the Building Trades Bargaining Committee.

(Upgraded Medical-Surgical and Prescription Plan benefits per contract agreement - Fiscal Impact - 1983 - \$6,450.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-o.

The City Clerk read An Ordinance establishing upgraded health benefits for employees represented by Police Employees Association.

(Upgraded Dental and Medical-Surgical benefits per contract agreement - Fiscal Impact - \$410.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 7, 1983

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes: 195

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-p.

The City Clerk read An Ordinance establishing upgraded health benefits for certain retirees represented by the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO.

(Upgraded health benefits for certain Fire Department retirees and dependents as per arbitration award Fiscal Impact - 1983 - \$2,026.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-q.

The City Clerk read An Ordinance affording active City employees age 65 through 69 the opportunity to select either the City's regular Group Health Benefits Plan or the Medicare Program as their primary health coverage.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-r.

The City Clerk read An Ordinance to amend Section 2:14-5 of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966.

(To provide increased annual vacation leave for certain employees of the Fire Department and Police Department)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Payne.

September 7, 1983

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President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-s.

The City Clerk read An Ordinance permitting employees in the Fire Department of the City of Newark, represented by the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO, upon separation from the department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same. (As per arbitration award)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Personnel Officer Veltri and Acting Corporation Counsel Pidgeon met with Council August 16, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Martinez.

Councilman Martinez stated this would enable the Police and Fire Departments to fill positions that would be open. He explained while people were still on the payroll their positions could not be filled. This ordinance would give the departments the opportunity to allow the people to accept their lump sums, and give the men a chance to retire.

Councilman Payne felt this would cost the taxpayers money.

Councilman Tucker said this had to be identified whether or not it would benefit the City. He felt it was not a benefit to the City of Newark.

Councilman Rice thought it would be a benefit to the City. He felt basic services would be increased because more men would be put on to fill the vacant positions of the retirees.

Councilman Payne said there was a difference in uniformed services, especially in their duties and benefits.

Councilman Tucker thought the facts and figures would have to be checked. He said the City would have the option of paying someone without negotiations.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant.
No: Councilmen Payne, Tucker.

President Grant: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-t.

The City Clerk read An Ordinance amending Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Sections 4, 6, 7, 8, 11, 16 and 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Acting Corporation Counsel Pidgeon and Rent Control Board Administrator Smith met with Council August 16, 1983)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Hill, Rent Control Administrator Smith, Mr. Kenneth Louis, Vice President of Governmental Affairs, Newark Chamber of Commerce and Tenant and Landlord Representatives to a Special Conference was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.
No: Councilman Tucker.
Not Voting: Councilman Rice.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-F-u. The City Clerk read An Ordinance changing the name of High Street, in its entirety, to Dr. Martin Luther King, Jr. Boulevard.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

A motion to consider Ordinance 8-1 at this time was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-v. The City Clerk read An ordinance changing the name of 6th Avenue East, in its entirety, to Victoria Avenue.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant.

Councilman James said he wanted a policy to accompany name changing of streets.

Councilman Carrino mentioned a petition which was signed by every member of the community allowing the change of the name of the street.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 21, 1983.

6-Ph, S & F-a.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto reserved parking spaces on Broad Street and Lake Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-13, Reserved Parking spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

BROAD STREET

East side, beginning 234 feet south of the southerly curblineline of Edison Place and extending 22 feet southerly therefrom.

LAKE STREET

East side, beginning 757 feet south of the southerly curblineline of Bloomfield Avenue and extending 24 feet southerly therefrom.

East side, beginning 168 feet south of the southerly curblineline of Verona Avenue and extending 24 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Downing Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following.

DOWNING STREET:

Eastbound, from Jefferson Street to Jackson Street.

and by adding thereto:

DOWNING STREET:

Westbound, from Jackson Street to Jefferson Street.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilmen Carrino, Martinez.

President Grant: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on Fleetwood Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

FLEETWOOD PLACE,
South side, beginning 35 feet west of the westerly curblin of Sandford Avenue and extending 65 feet westerly therefrom, from 9:00 A.M. to 6:00 P.M., Monday through Friday, from 9:00 A.M. to 12:00 P.M., Saturday only.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Rector Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

RECTOR STREET:

Both sides, between McCarter Highway and Park Place.

and by adding thereto:

RECTOR STREET:

North side, beginning at the easterly curblane of Park Place and extending 180 feet easterly therefrom.

South side, between Park Place and McCarter Highway.

Section 2. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

RECTOR STREET:

North side, beginning 315 feet east of the easterly curblane of Park Place and extending to McCarter Highway. From 7 a.m. to 9 a.m., and 4 p.m. to 6 p.m., Monday through Friday.

Section 3. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 7, 1983

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating South 13th Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

SOUTH 13TH STREET:
Southbound, from West Market Street to Gould Avenue.

And by adding thereto:

SOUTH 13TH STREET:
Southbound, from West Market Street to Central Avenue.

Section 2. Any ordinances or parts therefore inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

203

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on 1st Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded From Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

1ST STREET:

Between Orange Street and 7th Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on University Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

204

Section 1. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by deleting therefrom the following:

UNIVERSITY AVENUE, from Central Avenue to Court Street, East side, from 7:00 A.M. to 9:00 A.M, except Saturdays and Sundays.

and by adding thereto:

UNIVERSITY AVENUE:
East side, between Central Avenue and Warren Street, from 7 a.m. to 9 a.m., except Saturdays and Sundays.

East side, between Branford Place and Court Street, from 7 a.m. to 9 a.m., except Saturdays and Sundays.

Section 2. Any ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Sections 23:5-5, 23:5-6 and 23:5-13, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Lombardy Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-5, Parking Limited to Two-Hours, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Lombardy Street, from Broad Street to McCarter Highway, Both sides, 7 A.M. to 6 P.M., Monday thru Saturday.

Lombardy Street, from Broad Street to Atlantic Street, north side, 9:30 A.M. to 4:00 P.M. Monday thru Friday, 7 A.M. to 6 P.M. Saturdays only.

and by adding thereto:

Lombardy Street:
North side, beginning 121 feet west of the westerly curblineline of Atlantic Street and extending to Broad Street. 9:30 A.M. to 4:00 P.M., Monday thru Friday, 7:00 A.M. to 6:00 P.M. Saturdays only.

Section 2. That Section 23:5-6, Stopping or Standing Prohibited at Certain Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Lombardy Street, from Broad Street to McCarter Highway Both sides, 7 A.M. to 9:30 A.M., except Saturdays and Sundays. 4 P.M. to 6 P.M., except Saturdays and Sundays.

and by adding thereto:

Lombardy Street:
North side, between Broad Street and McCarter Highway 4 P.M. to 6 P.M., except Saturdays and Sundays.

South side, between Broad Street and McCarter Highway, 7 A.M. to 9:30 A.M. and 4 P.M. to 6 P.M. except Saturdays and Sundays.

Section 3. That Section 23:5-13, Reserved Parking Spaces for Handicapped Persons, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Lombardy Street:
North side, beginning 35 feet west of the westerly curblineline of Atlantic Street and extending 86 feet westerly therefrom.

Section 4. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement "An ordinance to grant tax exemption for commercial improvement as well as tax abatement for commercial and industrial projects, as said improvements and projects are defined in this ordinance," revised ordinances of the City of Newark 10:11-1, et. seq.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the abatement for filing a writ of mandamus

2. The Ordinance, now Revised Ordinance of the City of Newark 10:11-1, et seq., and referred to in the title above, be amended and supplemented by adding an additional provision, to paragraph 6, to wit:

"D. No tax abatement authorized by this Ordinance shall be granted except upon written application therefor filed with the Tax Assessor not later than 60 days including, Saturdays and Sundays, following the completion of the project. Within 60 days thereafter, the Tax Assessor shall deliver such application to the City Clerk for Council action."

2. This amending and supplementing Ordinance shall take effect upon publication and passage, according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Rule V, of Section 2:15-1, Agenda Title 2, City Administrative Code of Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, requiring matter to be submitted to the Council by the Mayor or Business Administrator be delivered to the Clerk at least 56 business hours prior to each Council Meeting in order to be considered at that meeting (Requires certification stating reason for emergency action for "Added Starters")

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Rule V of Section 2:15-1, Agenda, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read as follows:

Rule V - Agenda.

All reports, communications, ordinances, resolutions, claims, license reports, contracts, documents or other matters to be submitted to the council by the mayor or business administrator shall, at least 56 business hours prior to each council meeting, be delivered to the clerk, whereupon the clerk shall immediately prepare a calendar of such matters together with such additional matters that he may have to present, in conformity with the prescribed order of business as hereinafter provided and shall furnish a copy to each member of the council. Council shall neither consider nor take action on any matter not submitted to the clerk within the aforementioned 56 business hours prior to each council meeting, unless such matter relates directly to a sudden and unforeseeable emergency affecting the public health, safety or welfare and certified as such an emergency by the department director and mayor and/or business administrator. Said certification shall state the reasons for the emergency which requires legislation to be acted upon immediately, as well as providing the reasons for the delay in submitting appropriate documentation in time for inclusion on the printed agenda. When required, the clerk shall furnish the mayor, business administrator, corporation counsel, directors of the departments and all heads of divisions, with a copy of the calendar prior to the council meeting and as far in advance of the meeting as time for preparation will permit.

Section 2. Any existing ordinance, or part thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Payne requested his vote to be recorded in the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Section 1 and Section 8 of Ordinance 6-S & F-be, adopted August 11, 1982, by the Municipal Council of the City of Newark, New Jersey, entitled, "An ordinance authorizing the Director of the Department of Health and Welfare to enter into a lease agreement on behalf of City of Newark with the Redeemer Lutheran Church located at 664 Broadway, in the City of Newark, New Jersey, for the period of nine (9) months commencing July 15, 1982 to April 30, 1983, at a rental of \$600. per month," by extending lease agreement for two months, ending June 30, 1983.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of Ordinance No. 6S&FBE be amended as follows:

"The Director of the Department of Health and Welfare, North Newark Senior Citizen Center is hereby authorized to enter into a lease agreement on behalf of the City of Newark with Redeemer Lutheran Church to provide a recreational center for the Newark Senior Citizens for a twelve (12) month term commencing July 15, 1982 to June 30, 1983 at a rental fee of \$600.00 per month."

Section 2. Section 8 of Ordinance No. 6S&FBE be amended as follows:

"Attached hereto is the certification of the Municipal Comptroller of the City of Newark which states: (1) that there is available sufficient legally appropriated funds for the purpose set forth herein above; and (2) that the line item appropriations of the official budget; adopted pursuant to the Local Budget Laws, which should be charged to Fund 75, Department 58, Agency 60, and Account 285. A copy of the Comptroller's Certification on the amount of the aforesaid contract shall be filed in the City Clerk's Office."

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with laws of the State of New Jersey.

Section 4. Any existing ordinance or part thereof inconsistent with this ordinance is hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Grant.

Council President Grant directed the City Clerk to request an opinion from Acting Corporation Counsel Pidgeon on the legality of an action such as this being ratified after the end of the agreement period.

The motion was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

Not Voting: Councilmen Rice, Tucker.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Chapter 11 of Title 15, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to add a new section requiring all businesses to file emergency phone numbers with the Departments of Police and Fire.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Chapter 11 of Title 15, Non-Residential Property Maintenance Code, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to include a new section to read as follows:

OWNER INFORMATION FOR NON-
RESIDENTIAL PROPERTY.

It shall be the responsibility of the owner of a non-residential building to file with the Departments of Police and Fire, a notice which shall contain the following information:

(a). The name and telephone number of a representative of the owner or managing agent who may be reached or contacted at any time in the event of an emergency affecting the premises or any unit therein and who has the authority to make emergency decisions concerning the building.

Section 2. Any person who violates any provision of this section shall be subject to penalty as prescribed under this Title.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To adjust the salary range for police officer in the Community Development Office, per Labor Agreement with F.O.P. Lodge #12)

(F.O.P. Contract for Mayor's Policy and Development Office - Police Officers same as City for 1984 - Fiscal Impact - 1984 - \$87,973.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust the salary for Police Officer in the Community Development Administration, Mayor's Policy and Development Office, as follows to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANN.MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SALARY</u>
Police Officer 452900 (40 Hrs.)	1/1/84	\$21,449.39	\$22,399.26	\$23,360.86

SECTION 2. The position titles and salaries hereinabove established and specified shall be temporary in nature. Further, the salaries of such position titles shall remain at the amounts hereinabove fixed so long as the Community Development Block Grant funds received by the City from the Federal Government under the Housing and Community Development Act of 1974 shall last, and upon complete utilization of said funds or termination of such funding, then the said position titles and salaries hereinabove established in the Office of the Mayor shall immediately cease and terminate.

SECTION 3. No position titles or salaries other than those established by ordinance covering the Community Development Administration, Mayor's Policy and Development Office shall be funded from Community Development Block Grant funds received under the Housing and Community Development Act of 1974.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance for various 1983 Capital Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Awaiting approval of Debt Statement)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, in the County of Essex, New Jersey. For the said improvements or purposes there is hereby appropriated the sum of \$11,918,038, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$595,902 as the down payment for said improvements or purposes required by the law (N.J.S.A. 40A:2-11) and now available therefor by virtue of provision in a previously adopted budget of the City for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$11,918,038 appropriation not provided for by application hereunder of said down payment, negotiable bonds or notes of the City are hereby authorized to be issued in the principal amount of \$11,322,136 pursuant to the Local Bond Law of New Jersey (N.J.S.A. 40A:2-1 et seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$11,918,038 is hereby appropriated by the City for the following various projects and improvements as described by project number, description of improvement or purposes, authorized amount, financing, and amount of bonds or notes authorized:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Authori- zation Amount</u>	<u>Capital Improvement Fund</u>	<u>Capital Surplus Fund</u>	<u>Bonds or Notes</u>
0183	Acquisition of Heavy Duty Public Works & Fire Vehicles	\$2,703,000	\$ 135,150	\$ -	\$2,567,850
0283	Continuation of Fire Station Rehabilitation Program	155,000	7,750	-	147,250
0383	Resurfacing of Streets, City-Wide	1,000,000	50,000	-	950,000

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Project Number	Capital Purpose	Authori- zation Amount	Capital Improvement Fund	Capital Surplus Fund	Bonds or Notes
0483	Construction of New Welfare Building	\$ 1,200,000	\$ 60,000	\$ -	\$1,140,000
0583	Construction Renovation of 94 William Street	940,000	47,000	-	893,000
0683	Parking New Public Health Building	188,450	9,423	-	179,027
0783	Acquisition & Installation of Air Condi- tioning and Climate Control Main Building - Newark Museum	1,588,608	79,430	-	1,509,178
0883	Continuing Design Study & Reconstruction of 53 Washington Street/Newark Museum, Phase II	280,720	14,036	-	266,684
0983	Newark Museum/ Total Plant Security System, Phase II	185,800	9,290	-	176,510
1083	Design & Con- struction & Land Acquisition for the Newark River- front Project - Public Improve- ments	395,500	19,775	-	375,725
1183	Reconstruction of Stockton Street & Wilson Avenue Inter- section	80,960	4,048	-	76,912
1283	Renovation of JFK Recreation Center	750,000	37,500	-	712,500
1383	Rehabilitation of Wilson Ave. Recreation Center	800,000	40,000	-	760,000
1483	Rehabilitation of Ironbound Center	850,000	42,500	-	807,500

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Authori- zation Amount</u>	<u>Capital Improvement Fund</u>	<u>Capital Surplus Fund</u>	<u>Bonds or Notes</u>
1583	Total Facility Reconstruction, Morris Recrea- tion Center	\$ 800,000	\$ 40,000	\$ -	\$ 760,000
	Totals	<u>\$11,918,038</u>	<u>\$ 595,902</u>	<u>\$ -</u>	<u>\$11,322,136</u>

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$11,322,136.

(c) The estimated cost of said purposes is \$11,918,038 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$595,902 down payment for said purposes.

Section 4. The following additional matters are hereby determined, disclosed, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are each a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The periods of usefulness of said purposes within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance are (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Period of Usefulness</u>
0183	Acquisition of Heavy Duty Public Works & Fire Vehicles	5 Years
0283	Continuation of Fire Station Rehabilitation Program	15 Years
0383	Resurfacing of Streets, City-Wide	20 Years

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<u>Project Number</u>	<u>Capital Purpose</u>	<u>Period of Usefulness</u>
0483	Construction of New Welfare Building	40 Years
0583	Construction & Renovation of 94 William Street	15 Years
0683	Parking New Public Health Building	20 Years
0783	Acquisition & Installation of Air Condi- tioning and Climate Control Main Building - Newark Museum	15 Years
0883	Continuing Design Study & Reconstruction of 53 Washington Street/Newark Museum, Phase II	15 Years
0983	Newark Museum/ Total Plant Security System, Phase II	15 Years
1083	Design & Con- struction & Land Acquisition for the Newark River- front Project - Public Improve- ments	15 Years
1183	Reconstruction of Stockton Street & Wilson Avenue Inter- section	20 Years
1283	Renovation of JFK Recreation Center	20 Years
1383	Rehabilitation of Wilson Ave. Recreation Center	20 Years
1483	Rehabilitation of Ironbound Center	20 Years
1583	Total Facility Reconstruction, Morris Recrea- tion Center	20 Years

(c) The supplemental debt statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the City as defined in said Law is increased by the authorization of the bonds and/or notes provided for in this bond ordinance by \$11,322,136 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount of not exceeding \$1,191,804 for interest on said obligations, cost of issuing said obligations, engineering costs and other items of expense listed as permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of said improvements and is included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and his signature upon said notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of purchase price, plus accrued interest from their dates to the date of delivery thereof.

The chief financial officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may by resolution determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied and record by resolution that the City is entitled to issue qualified bonds.

Section 8. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and consistent with Section 4(b) hereof.

Section 9. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Such obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 11. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the Bond Ordinance awaiting approval of Debt Statement was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey," (6-S & F-y) adopted November 29, 1966. (To adjust salaries as per contract agreement with the Police Employees Association) (5% per each of two years 1983 and 1984 per contract agreement - Fiscal Impact - 1983 - \$17,813.; Fiscal Impact - 1984 - \$19,727.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey", (6S&Fy) adopted November 22, 1966 as amended and supplemented, be further amended to adjust the annual salaries as per contract agreement with the Police Employees Association to be effective January 1, 1983, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>NO. OF POSITIONS</u>	<u>ANN. MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX SALARY</u>
Supervising Police	1/1/83	1	\$14,838.88	-	\$18,033.66
Property Clerk	1/1/84	1	15,580.82	-	18,935.34
101001 (40 Hrs.)					
Police Lineman	1/1/83	2	18,410.22	19,226.35	20,051.85
152002 (40 Hrs.)	1/1/84	2	19,330.73	20,187.66	21,054.44
Police Communi-	1/1/83	17	17,588.74	18,818.96	20,051.85
cations Officer	1/1/84	17	18,468.17	19,759.90	21,054.44
151001 (40 Hrs.)					

SECTION 2. The salaries hereinabove established shall be effective as of January 1, 1983.

SECTION 3. The number of positions reflect the current budgeted positions and are provided for informational purposes only.

SECTION 4. All prior ordinances or parts thereof which relate to the above position title, hours of employment, number of positions, annual salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXII, Subsection (b), of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To require that ordinances providing for salary increases or other benefits for employees represented by employee organizations include a statement of the approximate cost of such salary increases or other benefits)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule XXII, Subsection (b) of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be amended to read as follows:

2:15-1 Rule XXII

(b) Prior approvals; information in ordinances providing for salary increases or other benefits for employees represented by employee organizations. All ordinances, resolutions, and contract documents, before presentation to the council by the mayor or the business administrator, shall have been reduced to writing and shall have been approved as to form and legality by the corporation counsel or his designee. Prior to such presentation, all such documents shall have first been referred to the head of the department under whose jurisdiction the administration of the subject matter of the ordinance, resolution or contract document would devolve. When examined and approved, the mayor, business administrator or his respective designee shall affix his signature on the document certifying to the factual contents. Ordinances providing for salary increases or other benefits for employees represented by employee organizations shall include a statement of the approximate cost of such salary increases or other benefits.

Section 2. All prior ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 5 of Chapter 1, Arcades of Title 5, Amusements and Amusement Businesses of the Revised Ordinances of the City of Newark, New Jersey, (1966), as amended and supplemented. (Establishing license fee for Arcades at \$1,500. per annum for period of one year from date of issuance unless sooner revoked or suspended)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 5, Chapter 1, Section 5 be amended to read as follows:

5:1-5. License fee; term of license.

The fee to be paid for the license required by this Chapter shall be \$1,500.00 per annum. The license shall be valid for the period of one year from the date of issuance unless sooner revoked or suspended.

Section 2. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 3. Any existing Ordinance or part thereof inconsistent with this Ordinance is hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. ISAAC MUHAMMAD, 665 SOUTH 15TH STREET, NEWARK, NEW JERSEY:
MR. JEFF BANKS, 275 SCHLEY STREET, NEWARK, NEW JERSEY:

The above speakers addressed the Municipal Council with respect to establishing a committee to study the arcade business. They also requested the Council to defer action on the ordinance.

Councilman Payne felt the fee was not high enough. He mentioned some of the arcades in the South Ward were not being supervised and certain violations were taking place in them. He stated he did not want any more arcades in the South Ward.

Mr. Muhammad said he welcomed Councilman Payne to take a tour of his area and investigate the lack of recreation in the City.

Councilman Rice added the arcade machines caused trouble. He said he would like help in getting more boys' and girls' clubs open.

President Grant stated this subject was discussed with the Law Department.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6-S & F-bf) adopted November 22, 1966. (To adjust salaries as per arbitration award for the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO)

(9% per year for each of two years 1982 and 1983 as per arbitration award - Fiscal Impact - 1982 - \$463,126.; Fiscal Impact - 1983 - \$504,800.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6S&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended by adjusting the salary ranges to be effective January 1, 1982 as follows to wit:

<u>POSITION</u>	<u>NO.OF POS.</u>	<u>EFPEC. DATE</u>	<u>ANN. MIN. SAL.</u>	<u>MIDDLE STEP</u>	<u>ANN. MAX. SAL.</u>
Battalion Fire Chief 153504	38	1/1/82 1/1/83	\$25,794.63 28,116.14	\$26,677.35 29,078.31	\$27,556.61 30,036.70
Asst.Chief of Fire Signal System Oper. 143502	1	1/1/82 1/1/83	25,794.63 28,116.14	26,677.35 29,078.31	27,556.61 30,036.70
Asst.Chief of Fire Signal System Maintenance & Construction 143501	1	1/1/82 1/1/83	25,794.63 28,116.14	26,677.35 29,078.31	27,556.61 30,036.70
Supervising Fire Protection Inspector 153507	2	1/1/82 1/1/83	25,794.63 28,116.14	26,677.35 29,078.31	27,556.61 30,036.70
Chief of Fire Apparatus 154503	2	1/1/82 1/1/83	25,794.63 28,116.14	26,677.35 29,078.31	27,556.61 30,036.70
Foreman, Fire Alarm Telegraph 143506	2	1/1/82 1/1/83	23,152.23 25,235.93	24,034.95 26,198.09	24,913.06 27,155.23
Chief Inspector of Combustibles 143505	1	1/1/82 1/1/83	25,794.63 28,116.14	26,677.35 29,078.31	27,556.61 30,036.70

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Supervisor of Apparatus 153506	2	1/1/82	\$25,794.63	\$26,677.35	\$27,556.61
Fire Captain 153505	187	1/1/82	23,152.23	24,034.95	24,913.06
		1/1/83	25,235.93	26,198.09	27,155.23
Assistant Chief Inspector of Combustibles 143503	1	1/1/82	23,152.23	24,034.95	24,913.06
Chief Fire Alarm Oper. 153504	5	1/1/82	23,152.23	24,034.95	24,913.06
		1/1/83	25,235.93	26,198.09	27,155.23
Lineman Foreman 153500	2	1/1/82	23,152.23	24,034.95	24,913.06
		1/1/83	25,235.93	26,198.09	27,155.23

SECTION 2. The salaries hereinabove noted shall be effective January 1, 1982.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum and annual maximum salaries therefor which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant.

Councilman Tucker thought that unless the State Legislature appealed arbitration situations dealing with Police and Fire, the Police and Fire Departments would have the ability to bankrupt the City. He could not understand how a 27% raise could rise over the period of three years.

Councilman Payne felt that binding arbitration and the impact that it had on the City should be addressed. He suggested a letter be sent to the Governor and responsible agencies who are continuing to escalate increases. He stated the Governor should know that the Council felt that mandated costs should have some kind of special relief, or the State should have something to do in absorbing the mandate. He said the thought of the Council only being able to increase their budget by 15% over a three year period was incongruous.

President Grant directed the City Clerk to send a letter to the Members of the Essex County Delegation and to the New Jersey State Legislation letting them know that the City Council felt that the substantially larger percentage increases given under binding arbitration are causing hardships to the operation of the City and are far in excess of increases given other agencies not subject to binding arbitration.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To adjust salaries) (To adjust salaries)

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Management Communication Specialist 153959 (35 Hrs.)	1/1/83	\$ 20,891.44	\$ 25,381.39
Management Planner 152938 (37½ Hrs.)	1/1/83	\$ 17,178.61	\$ 20,891.44
Principal Management Planner 154951 (37½ Hrs.)	1/1/83	\$ 25,381.39	\$ 30,855.37
Senior Management Planner 153961 (37½ Hrs.)	1/1/83	\$ 19,887.00	\$ 24,172.76

(d) Central Purchase

Assistant Purchasing Agent 153911 (35 Hrs.)	1/1/83	\$ 25,579.49	\$ 31,091.62
Principal Clerk Stenographer 101355 (35 Hrs.)	1/1/83	\$ 11,036.97	\$ 13,416.54

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries (5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

(a) Office of the Mayor

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Administrative Analyst 153944 (35 Hrs.)	1/1/83	\$ 18,178.48	\$ 22,096.66
Aide to the Mayor 157900 (35 Hrs.)	1/1/83	\$ 46,903.34	\$ 46,903.34
Executive Secretary, Office of the Mayor 102907 (35 Hrs.)	1/1/83	\$ 27,011.25	\$ 27,011.25
Personal Secretary, Office of the Mayor 102908 (35 Hrs.)	1/1/83	\$ 27,011.25	\$ 27,011.25
Mayor's Aide I 156904 (35 Hrs.)	1/1/83	\$ 32,393.23	\$ 39,375.09
Mayor's Aide II 156905 (35 Hrs.)	1/1/83	\$ 32,393.23	\$ 39,375.09
Mayor's Aide III 156906 (35 Hrs.)	1/1/83	\$ 32,393.23	\$ 39,375.09
Printer 133900 (35 Hrs.)	1/1/83	\$ 18,940.00	\$ 23,021.55
Typesetter 132900 (35 Hrs.)	1/1/83	\$ 13,064.00	\$ 15,582.11

(g) Central Planning Board

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Architectural Draftsman 141912 (35 Hrs.)	1/1/83	\$ 14,515.56	\$ 17,313.46

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-q) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)
(5% increase for titles created in Law Department in December 1982 and January 1983 - Not covered by Civil Service Association - Essex Council #1)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Fq) adopted May 4, 1977 as amended and supplemented be amended to adjust salaries as follows, to wit:

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>	225
Investigator, Law Department, Bilingual in Spanish & English 152939 (35 Hrs.)	1/1/83	\$ 14,956.57	\$ 18,178.48	
Operator, Word Processing Equipment 131902 (35 Hrs.)	1/1/83	\$ 11,036.97	\$ 13,416.54	

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez.

Not Voting: Councilmen Branch, Payne, Rice, Tucker, Villani, President Grant.

A motion to close the hearing and defer action on the ordinance was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

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A motion to adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant.

Chief Accountant Fitzsimons informed the Council that the three titles referred to in the ordinance were located in the Finance Department.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

Not Voting: Councilmen Payne, Rice.

President Grant: The yeses are five, the noes are two and two not voting.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6-S & F-i) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(Program Coordinator,

Special Events (35 Hours) 1/1/83 \$14,840.59 - \$18,033.84

Superintendent of

Recreation (40 Hours) 1/1/83 19,886.89 - 24,172.31)

(5% increase for titles created in Department of Recreation and Parks in December 1982 and January 1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to return the ordinance to Administration was made by Councilman Martinez, seconded by President Grant.

President Grant stated Council wanted two separate ordinances for the titles referred to in the ordinance.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust salaries)

(Supervising Security

Officer (40 Hours) 1/1/83 \$12,074.88 - \$14,133.52)

(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are seven, the noes are one and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-y.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(Chief Chemist, Testing and Analytical Laboratory
(35 Hours) 1/1/83 \$28,201.54 - \$34,283.74)
(5% increase for 1983 - Not covered by Civil Service Association - Essex Council #1)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-z.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(Project Coordinator
(35 Hours) 1/1/83 \$21,925.22 - \$26,650.01

Senior Program Analyst
(35 Hours) 1/1/83 16,360.62 - 19,887.00

Senior Statistical
Typist (35 Hours) 1/1/83 11,590.03 - 13,823.53)
(5% increase for 1983 titles transferred from Mayor's Policy and Development Office to City Funding - Not represented by Civil Service Association - Essex Council #1)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

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Councilman Carrino requested fiscal impact on all of the titles received from the Federal Program.

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Tucker, Villani, President Grant.

No: Councilman Carrino.

Not Voting: Councilman Rice.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are six, the noes are one, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-ba.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(Administrative Analyst

(37½ Hours)

1/1/83 \$19,887.00 - \$24,172.76

Chief Forester

(40 Hours)

1/1/83 18,178.48 - 22,096.66)

(5% increase for 1983 titles created in 1982 and 1983 - Not covered

by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to return the ordinance to Administration was made by Councilman Tucker, seconded by Councilman Carrino.

Councilman Tucker questioned if the adjustment was more than 5%?

Chief Accountant Fitzsimons replied that there was a 7% increase in 1982 and a 7% increase in 1983, bringing the salary up to \$17,312.00

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani, President

Grant.

Not Voting: Councilman Branch.

Absent During Roll Call: Councilman James.

6-S & F-bb.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend Title Two, Chapter Ten, Article Four, of the Revised Ordinances of the City of Newark, New Jersey (1966).

(Deleting certain sections of Division of Inspections of Department of Health and Welfare)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Assistant Business Administrator Banker and Engineering Director Zach met with Council June 21, 1983)

(Engineering Director Zach, Health and Welfare Director Cherot and Inspections Director McGinley met with Council September 6, 1983)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Martinez.

President Grant wanted to know which budget the titles appeared in.

Chief Accountant Fitzsimons replied they were coming from the Division of Inspections to the Department of Engineering.

The motion failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, Rice.

Not Voting: Councilmen Carrino, James, Payne, Tucker, Villani, President Grant.

A motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman Rice.

6-S & F-bc.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to repeal Title Twenty-Four, Chapter Two, and to amend Title Two, Chapter Nine A, Article One, Sections One and Two, of the Revised Ordinances of the City of Newark, New Jersey (1966).

(establishes within the Department of Engineering in accordance with Uniform Construction Code certain inspectors activities)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Assistant Business Administrator Banker and Engineering Director Zach met with Council June 21, 1983)

(Engineering Director Zach, Health and Welfare Director Cherot and Inspections Director McGinley met with Council September 6, 1983)

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman Rice.

6-S & F-bd.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-f), adopted May 16, 1979, as amended and supplemented. (To create the title and salary range for certain positions)

(Change in supervision from Department of Health and Welfare to Department of Engineering - No salary change)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Assistant Business Administrator Banker and Engineering Director Zach met with Council June 21, 1983)

(Engineering Director Zach, Health and Welfare Director Cherot and Inspections Director McGinley met with Council September 6, 1983)

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman Rice.

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5-S & F-be.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, Mayor's Policy and Development Office, in the Community Development Administration, Mayor's Policy and Development Office)

(Executive Director,

M.P.D.O.

1/1/83 \$37,792.76 - \$45,938.01)

(2.8% increase on minimum salary of \$37,792.76; 25% increase on maximum salary of \$45,938.01; no increase given since 1980 - Not covered by Civil Service Association Contract - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Ordinance tabled February 2, 1983)

(Ordinance removed from the table July 6, 1983)

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Grant.

No: Councilmen James, Martinez, Payne.

Not Voting: Councilmen Carrino, Rice.

A motion to return the ordinance to Administration was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani.

No: Councilman Tucker.

Not Voting: President Grant.

Absent During Roll Call: Councilman Branch.

6-S & F-bf.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office)

(Director, Planning and

Grantsmanship

1/1/83 \$37,792.76 - \$45,938.01)

(16.6% increase; no increase given since 1980; Not covered by Civil Service Association Contract - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Ordinance tabled February 2, 1983)

(Ordinance removed from the table July 6, 1983)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Grant.

No: Councilman Payne.

Not Voting: Councilmen Carrino, James, Martinez, Rice.

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Councilman Payne stated he was opposed to the increase.

Councilman Tucker informed Council Members the title in question was being paid from M.P.D.O. funds.

Councilman James said a justified salary should be established. He did not think it was right to go as far back as 1980.

A motion to return the ordinance to Administration was made by Councilman Carrino, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne.
No: Councilmen Branch, Tucker, Villani, President Grant.
Not Voting: Councilman Rice.

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Tucker, Villani, President Grant.
No: Councilman Payne.
Not Voting: Councilmen Carrino, James, Martinez, Rice.

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Branch.

6-S & F-bq.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond Ordinance providing for various improvements to University High School in and by the City of Newark, appropriating \$100,000. therefor and authorizing the issuance of an amount not to exceed \$100,000. of qualified bonds and temporary notes or loan bonds in anticipation of the issuance of said bonds to finance the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Debt Statement)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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HEARINGS OF CITIZENS.

6-HC-a.

MR. D.J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY:

The above speaker addressed the Council in opposition to the changing of the name of High Street to Dr. Martin Luther King, Jr. Boulevard. He felt the change would inconvenience the residents and businesses which were located on High Street. This would cause the problem of informing different people of the street name change. It would cost the City money to change street signs. He asked the Council if they would keep the original preservation of the street preserved. He said by contrast, renaming High Street would deprive the City of Newark of an important part of its history. He informed the Council the street was named by the City founders because it was the high street that overlooked the City down to the Passaic River. He felt any opposition would be a derogation of Dr. King, and a lack of concern for the principals for which he stood.

Councilman Tucker said based on his review of the history of High Street, he did not think it had a tremendous amount of historical significance. He mentioned he had a conversation with Mr. Charles Cummings, of the Newark Public Library, and he asked him to what degree did High Street have an historical basis. He said Mr. Cummings would be getting back to him with the information. He indicated he would be reviewing Mr. Henderson's concerns to see if they had any validity.

Councilman Branch mentioned the petition with more than 6,000 signatures on it which was presented to him to sponsor the ordinance. He felt that Dr. King contributed more to young people than any other person.

Mr. Henderson said he agreed that a monetary consideration would become a side issue. He said he only mentioned it because it was a fact. He felt a suitable memorial would be a granite monument, something that could not be changed or renamed in the future.

Councilman Tucker asked Mr. Henderson if he felt the same way about the changing of Sixth Avenue.

Mr. Henderson replied in the affirmative.

Councilman James stated it was the need of the Council to establish a policy on how to entertain requests for street name changing. He was of the opinion that renaming a street was not always an honor. He felt an apology should be given for changing the name of Belmont Avenue to Irvine Turner Boulevard, especially when it is lined with abandoned buildings and vacant lots.

President Grant indicated that at the next Special Conference he would possibly establish a committee for street name changing.

6-HC-b.

MR. GEORGE KING, 684 SOUTH 10TH STREET, NEWARK, NEW JERSEY, addressed the Council with respect to the lack of services he received when trying to get a vacant lot cleaned up in the vicinity of 10th Street and Woodland Street.

6-HC-c.

MR. KENNETH LOUIS, SR. VICE-PRESIDENT, GREATER NEWARK CHAMBER OF COMMERCE, 50 PARK PLACE, NEWARK, NEW JERSEY, applauded the Council for passing the amendments to the Rent Control Ordinance. He said he hoped the Council maintained their goal in saving multi-family housing in the City as opposed to placating people that have come out with their particular interests. He also asked the Council to supplement the effort which they have made in supporting multi-family housing in the City by passing Resolution 7-R-a, pertaining to 30 Walnut Street, so the City could get back into the business of giving housing to the private sector.

Councilman Rice said he had a problem with what was going on in terms of tenants and landlords. He felt the Council could do a lot more in coming up with something more innovative as far as housing was concerned.

Councilman Tucker said his opposition to the ordinance was based on one simple projection. The net result was the government had the tendency to deal with people who were elected to make decisions. He felt there was a distinct difference. He mentioned he had raised a question to Ms. Geraldine Smith, Rent Control Administrator, on the estimated fiscal impact the tenants would be receiving in reference to sewer surcharge. He said he was informed by Ms. Smith that it would be approximately \$3.00 per month. He asked Mr. Louis for copies of the research the Chamber had found dealing with the impact of the sewer surcharge. He noted when the ordinance became law, whatever the sewer surcharge was would be "rolled over" to the tenant. He felt there should be some gradual formula allowing the tenants the ability to gradually come up to the level of the surcharge. He mentioned he was also concerned about the Fair Rate of Return recently mandated by the State.

President Grant directed the City Clerk to invite Tenant and Landlord Representatives to the next Special Conference to discuss this matter further.

A motion to allow Mr. Ed Brown, Mr. Ramon Colon, Mr. Frank Hutchins and Mr. Thomas Petrillo to speak under "Hearings of Citizens" was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-d. MR. ED BROWN, 315 SMITH STREET, NEWARK, NEW JERSEY, addressed the Council with respect to the opposition of Ordinance 6-F-1, which creates four new positions of Police Aides in the Police Department.

Councilman Tucker indicated the Aides would be a tremendous help toward the work load a policeman has when typing reports after arrests are made and various other duties they assume in the police station.

President Grant directed the City Clerk to invite Mr. Ed Brown, Police Director Williams and a representative from the Mayor's Office to the next Special Conference to discuss this matter further.

6-HC-e. MR. RAMON COLON, SIXTH AVENUE, NEWARK, NEW JERSEY, addressed the Council with respect to the changing of the name of Sixth Avenue to Victoria Avenue and the vacant lots on the south side of Sixth Avenue, between Mt. Prospect Avenue and Garside Street. He felt the debris which has accumulated is a hazard to the health and safety of the residents in the area.

6-HC-f. MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Council with respect to working out options and alternatives to rent control and better housing. He was also opposed to the water and fuel surcharge.

Councilman Payne felt it was a hardship for the tenants to pay additional rents by virtue of the pass-through. He said this had to be proven unnecessary and unwarranted.

Councilman Rice stated there had to be a mechanism which determined who was the landlord or the slumlord.

Councilman Tucker asked Mr. Hutchins if he or any of the tenant groups were involved in the drafting of the current rent control ordinance.

Mr. Hutchins said he was notified after the amendments were completed.

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Councilman Tucker asked Mr. Hutchins how he was informed.

Mr. Hutchins said a letter was sent with the changes incorporated.

Councilman Tucker stated that both parties involved did not discuss and agree on the amendments.

6-HC-g. MR. THOMAS PETRILLO, 423 CHESTNUT STREET, NEWARK, NEW JERSEY, addressed the Council with respect to the sale of 30 Walnut Street.

Councilman Payne felt the citizens should be given every opportunity to maintain and complete their efforts.

Councilman Carrino mentioned the fact that in the winter months it would be hard to secure the building. The City would have to fulfill their obligation to see that the building was heated and taken care of. He felt the City has gone as far as they could go in terms of extending themselves. He mentioned nothing has been collected from that building.

Councilman Tucker informed the Council that it was not costing the City any money for 30 Walnut Street. He said the receiver was paying the bills.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 30 Walnut Street, Block 880, Lot 1, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13 (a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.
(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Martinez requested the City Clerk's Staff Office to check out the amount of money owed to Public Service Electric and gas Company by 30 Walnut Street.

A motion to defer action on this resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Carrino.

7-R-b. Resolution authorizing McGuire Public Employees Federal Credit Union to occupy at the will of the Municipal Government of the City of Newark and without charge approximately 2,924 square feet of space on second floor of City Hall Annex, previously used as the Traffic Violations Bureau.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of General Services Toma met with the Council September 6, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

Resolution authorizing Purchasing Agent to advertise and receive bids for Elevator Maintenance, Department of General Services, Division of Public Buildings; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

(This resolution was adopted by the Municipal Council at a Special Meeting August 30, 1983)

7-R-d.

Resolution adopting Newark Affirmative Action Program, as amended. (Employment of minorities and the utilization of minority business enterprises in construction contracts and tax abatement agreements with the City of Newark)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e.

Resolution authorizing the City Treasurer to refund to Maiden Lane Parking Management, Incorporated, 82 Commercial Street, Newark, New Jersey, 07105, the sum of \$28,226.35, now on record in the Division of Water Accounting and Customer Service, due to payment made on estimated water charges on Account No. 09-485-0100-00, 82 Commercial Street, Newark, New Jersey, Block 169, Lot 75.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Water Accounting and Customer Service Director Paradise met with the Council September 6, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f.

Resolution ratifying contract with North Ward Center Inc. for period June 1, 1983 to September 7, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office to enter into contract with North Ward Center Inc. for period September 8, 1983 to May 31, 1984; to provide services to low and moderate income seniors; said Center to receive \$59,400.; funds provided by HCDA IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Carrino indicated he will move this resolution but felt the information which was requested and received from the Mayor's Policy and Development Office, was an insult to the City Council.

Councilman Rice indicated he would like to insert a condition on this resolution that additional information be sent to the Council in terms of the addresses.

A motion to adopt the resolution with the condition that the full names and addresses of the list supplied pursuant to a previous request be forwarded to the Council immediately was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

September 7, 1983

7-R-g. Resolution accepting bid of Mr. John Gray, 248 Johnston Avenue, Jersey City, highest bidder, for leasing of non-residential premises, 222-224 Oraton Street, Block 729, Lots 79 and 80, Newark, New Jersey, for sum of \$1,500. annual rent, pursuant to N.J.S.A. 40A:12-14(a), based upon Resolution 7-R-br (A.S.), July 6, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h. Resolution authorizing the President of the Municipal Council on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as a public relations consultant for the Municipal Council for the period beginning October 1, 1983 and ending September 30, 1984, for the sum of \$40,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman James, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Councilmen James, Payne.

No: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

Councilman James stated the Council should be in receipt of annual reports from Bruno Associates which should be received quarterly.

A motion to adopt the resolution, on condition that quarterly reports be submitted to Council, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

7-R-i. Resolution accepting bid of Vincent Masullo and Helen Masullo H/W, next highest bidders, for purchase of City-owned property known as Block 164, Lots 37 and 39, 224-226 Market Street, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13 (a), for sum of \$45,102., based upon Resolution 7-R-d, June 28, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j. Resolution accepting bid of DORIS SPITZ, highest bidder, for the purchase of City-owned property known as Block 232, Lot 5, 493 1/2 High Street, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), for sum of \$1,500.; based upon Resolution 7-R-c, June 28, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Absent During Roll Call: Councilwoman Villani.

7-R-k.

Resolution accepting bid of MICHAEL DIAMOND, highest bidder, for purchase of City-owned property known as Block 1905, Lots 41 and 42, 511-515 Orange Street, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), for sum of \$25,500.; based upon Resolution 7-R-b, June 23, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Martinez.

Absent During Roll Call: Councilman Payne.

7-R-l.

Resolution recognizing the West Ward Senior Citizens Group for their enduring and countless contributions to the Community.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

7-R-m.

Resolution recognizing and commending Independence High School for its many contributions to the Educational Development of Newark young people during the last 12 years, and congratulating the Members of its 1983 Graduating Class.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

7-R-n.

Resolution of commendation to five Newark Police Officers for their efforts in restraining and maintaining order at a regularly scheduled meeting of the Newark Municipal Council

(For action on this resolution, see page 4 , in the minutes of this meeting)

7-R-o.

Resolution recognizing and commending the Reverend Charles E. Thomas on the occasion of his 15th Anniversary as Pastor of Newark's New Hope Baptist Church and for his years of service to the Newark community.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Payne.

7-R-p.

Resolution recognizing and commending Mr. John Breeden on his election as National Commander of the Army and Navy Unions.

(For action on this resolution, see page 3, in the minutes of this meeting)

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7-R-g.

Resolution recognizing and commending Ms. Celia Kaslow on occasion of her 75th Birthday.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-r.

Resolution granting extension of leave of absence without pay to Mary Alice Morrison, Secretarial Assistant, Office of the Mayor and Agencies, Municipal Courts, for period beginning June 1, 1982 and ending December 1, 1982. (Personal First leave began December 1, 1980)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-s.

Resolution granting extension of leave of absence without pay to Clara M. Hunt, Senior Institutional Telephone Operator, Department of Health and Welfare, Division of Welfare, for period July 31, 1983 to January 31, 1984. (Administrative Secretary, Department of Administration, Division of Real Property - First leave began January 1, 1975)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-t.

Resolution ratifying contract with Blue Shield of New Jersey and Hospital Service Plan of New Jersey (Blue Cross) for period August 1, 1983 to September 7, 1983; further authorizing Business Administrator to amend City's current contract with Blue Shield of New Jersey to upgrade medical-surgical benefits to that company's "14/20" plan level, for active employees represented by Building Trades Bargaining Committee and their eligible dependents; Rider J at his/her expense through payroll deductions and Hospital Service Plan of New Jersey (Blue Cross) extend prescription services with a \$1.50 co-payment for those represented by Committee; for period September 8, 1983 to July 31, 1984; \$6,450. provided for 1983; 1984 and beyond shall be contingent upon appropriation of budget funds for those years. (Contracts as amended, awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, James, Martinez, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen Carrino, Payne, Tucker.

7-R-u.

Resolution confirming action taken by Director of Engineering to secure services of A. Ambrosio & Sons Demolition & Excavating Inc.; Bujac Demolitions Inc.; Peter Juzefyk Excavating Co. Inc. A.G. Mazzocchi Inc., and Giordano Company, Inc. all lowest responsible proposals, for demolition of structures; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to render payment to A. Ambrosio & Sons Demolition & Excavating Inc., 3199 Kennedy Boulevard, Jersey City, 14 Taylor Street, for sum of \$2,799.; Bujac Demolitions Inc., 58 Burnett Terrace, West Orange, 408-414 Bloomfield Avenue, for sum of \$5,894.; A.G. Mazzocchi Inc., 10 Orchard Street, Madison, 10-12, 18-20 Boston Street, 105 South 9th Street, for sum of \$12,089.; Peter Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, 427 Bergen Street, 258 & 725 South 19th Street, for sum of \$10,800.; Giordano Company Inc., 170-180 Frelinghuysen Avenue, 44 Dewey Street, 324 Washington Street, 433, 437 South 15th Street, for sum of \$10,619.; payment not to be rendered until demolitions have been completed in accordance with specifications; funds provided by Contract Demolition/1983 Adopted Budget and H.C.O.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach requesting that an inspection of each demolition site be performed to ascertain that all lots have been cleaned up and the terms of the contracts fulfilled before any payment is made to these contractors and that photographs of the lots be supplied to the Council was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani.

Not Voting: President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

7-R-v.

Resolution confirming action taken by Director of Engineering to secure services of A. Ambrosio & Sons, Giordano Company, Inc. and Peter Juzefyk Excavating Co., Inc., all lowest responsible proposals, for demolition of structures; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to render payment to A. Ambrosio & Sons, 3199 Kennedy Boulevard, Jersey City, 97 Columbia Avenue, 118 Littleton Avenue, 68 Nesbitt Street and 13 North 11th Street, for sum of \$12,900.; Giordano Company Inc., 170-180 Frelinghuysen Avenue, Newark, 16-18 Bedford Street, 689 Hunterdon Street, 137 Sherman Avenue and 427 South 15th Street, for sum of \$22,199.; Peter Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, 304-306 South 9th Street, for sum of \$4,200.; payment not to be rendered until demolitions have been completed in accordance with specifications; funds provided by 1983 Adopted Budget/Contract Demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering Zach requesting that an inspection of each demolition site be performed to ascertain that all lots have been cleaned up and the terms of the contracts fulfilled before any payment is made to these contractors and that photographs of the lots be supplied to the Council was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani.

Not Voting: President Grant.

Absent During Roll Call: Councilmen Payne, Tucker.

(Councilman Carrino excused himself from the meeting at 5:30 P.M.)

7-R-w.

Resolution authorizing Director of Finance to issue check in sum of \$4,100. payable to Richard Bryant and his attorney Shapiro and Berardi, 17 Academy Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; for personal injuries allegedly incurred in motor vehicle accident at intersection of Central Avenue and West Market Street with motor vehicle driven by a City employee. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen Payne, Tucker.

7-R-x.

Resolution authorizing Director of Finance to issue check in sum of \$1,000. payable to Bruce Murphy, an infant by his Guardian ad Litem, Joni Murphy and Joni Murphy and their attorneys, Freeman & Bass, upon receipt of all documents deemed necessary by Corporation Counsel; for damages allegedly resulting from negligence on behalf of agents, servants or employees of City of Newark; sustained lacerations to his foot from glass in pool while swimming at St. Peter's Recreational Center on July 6, 1980. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen Payne, Tucker.

7-R-y.

Resolution authorizing Corporation Counsel or his designee to dismiss Counterclaim against Betty Wallace for cost of Demolition in consideration of her dismissal of complaint against City upon receipt of a General Release executed by plaintiff in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; City of Newark demolished premises located at 662 South 12th Street, on or about March 6, 1981; Ms. Wallace instituted suit in Superior Court of New Jersey to recover \$20,000.; City of Newark filed a Counterclaim against plaintiff to recover \$4,944.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen James, Tucker.

7-R-z.

Resolution authorizing Director of Finance to issue check in sum of \$3,000. payable to Manuel Perez and Soriano, Henkel, Stein and Gaydos, his attorneys, upon receipt of all documents deemed necessary by Corporation Counsel; for alleged injuries sustained by negligent actions by employees of City of Newark on August 21, 1981. (Instituted suit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.
Absent During Roll Call: Councilmen James, Tucker.

7-R-ba.

Resolution authorizing Director of Finance to issue check in sum of \$3,000. payable to Herbert J. Baron and DeGonge, Garrity & Fitzpatrick, his attorneys, 230 Montgomery Street, Bloomfield, upon receipt of all documents deemed necessary by Corporation Counsel; for damages allegedly sustained to his property located at 8 Kent Street by Newark Demolition Team while demolishing 2-6 Kent Street. (Instituted suit in Superior Court, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Acting Corporation Counsel Pidgeon requesting a total amount of monies paid out in the last five years for any demolition claims, either wrongful demolition or damage by both contract and Team Demolition was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll call: Councilmen James, Tucker.

7-R-bb.

Resolution authorizing the City Treasurer to refund two-hundred and forty dollars (\$240.) to Virinder Singh for a peddler license not issued. (31 Becker Terrace, Irvington)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen James, Tucker.

7-R-bc.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$17,274.82 for overpayments carried on books and records of Acting Tax Collector by reason of Tax Court Judgements, Senior Citizen Allowance, Veteran's Allowance and Cash Overpayments for years 1976, 1977, 1978, 1979, 1980, 1981, 1982 and 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen James, Tucker.

7-R-bd.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$132,219.47 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizen Allowance, Veteran's Allowance and Cash Overpayments for years 1973, 1974, 1979, 1980, 1981 and 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen James, Tucker.

7-R-be.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$9,060.95 for overpayments carried on books and records of Acting Tax Collector by reason of Veterans' Allowance, Senior Citizen Allowance and Cash Overpayments for years 1979, 1980, 1981 and 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen James, Tucker.

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1-R-bf.

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Mandatory Items, School Debt Service, Interest on Bonds, Chapter 74, \$732,756.88; item available from New Jersey Department of Education, Additional State School Building Aid, Chapter 74.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Villani, President Grant.

Absent During Roll Call: Councilmen James, Tucker.

7-R-bg.

Resolution censuring Phil Donahue, Television Host, and the National Broadcasting Company, for derogatory remarks about the City of Newark on his show on August 17, 1983, and inviting him to visit Newark to see the City's many assets and signs of progress.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

7-R-bh.

Resolution authorizing Acting Tax Collector to execute contract awarded to Charles Garo Ashjian, 51 New Street, Newark, for professional services with respect to preparations of pleadings, searches and other documents necessary to foreclose, in-rem approximately 11 properties. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

7-R-bi.

Resolution authorizing Purchasing Agent to advertise and receive bids for Overhead Door Maintenance Service, Department of General Services, Division of Public Buildings; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,

President Grant.

Absent During Roll Call: Councilman James.

7-R-bj.

Resolution ratifying contract with Essex Car Wash and Park Avenue Auto Wash for period August 1, 1983 to September 7, 1983; further authorizing Business Administrator to enter into contracts with Essex Car Wash, 313 West Market Street, Newark and Park Avenue Auto Wash, 240 Park Avenue, Newark, lowest responsible bidders, for providing washing and cleaning of light duty City-owned vehicles, in accordance with their bid specifications; for period September 8, 1983 to July 31, 1984, for sum not to exceed \$10,000.; \$3,125. encumbered in 1983 Adopted Budget of Department of General Services, Division of Motors to commence this service; any 1984 expenditures are contingent upon and subject to appropriation and approval of funds in that fiscal year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bk.

Resolution authorizing Purchasing Agent to advertise and receive bids for Burial of the Indigent Dead, Department of Health and Welfare, Division of Welfare; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bl.

Resolution authorizing Purchasing Agent to advertise and receive bids for Snow Plowing and/or Snow Carting, Department of Engineering, Division of Sanitation; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bm.

Resolution authorizing Purchasing Agent to advertise and receive bids for Salt and/or Grit Spreading, Department of Engineering, Division of Sanitation; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bn.

Resolution ratifying contract with Tri-City Citizen's Union for Progress Health Center, for period May 1, 1983 to September 7, 1983; further authorizing Director of Health and Welfare to enter into and execute contract with Tri-City Citizen's Union for Progress Health Center, for period September 8, 1983 to April 30, 1984, for provision of ambulatory health care services, in amount of \$44,545.45; to be paid from Neighborhood Health Center Fund of Housing and Community Development Administration, Year IX (H.C.D.A.) (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

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7-R-bo.

Resolution authorizing Director of Finance to enter into contract with Samuel Klein and Company, Certified Public Accountants, to assist in preparation of financial data required for "Qualified Bonds" and "Bond Sale Prospectus" for a fee of \$25,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bp.

Resolution authorizing the Director of Finance to enter into a contract with Goldman, Beale Associates of Princeton, New Jersey, to provide financial advice to the City of Newark; shall be compensated from the proceeds of bonds sold at a cost of \$44,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bq.

Resolution authorizing Director of Engineering to enter into contract with 7 Contractors, Contract 83-33, Demolition of Buildings (approximately 35), all lowest responsible bidders, V & L Contracting & Equipment Inc., 1097 Broadway, Bayonne, 3 structures, for sum of \$22,300.; A. Ambrosio & Sons Demolition & Excavating Inc., 3199 Kennedy Boulevard, Jersey City, 12 structures, for sum of \$57,990.; Artko Wrecking Co., 117 Prospect Avenue, Bayonne, 7 structures, for sum of \$51,661.; A.G. Mazzocchi Inc., 10 Orchard Street, Madison, 2 structures, for sum of \$14,373.; V. Ottillio & Sons, 555 Preakness Avenue, Paterson, 1 structure, for sum of \$9,333.; Giordano Company Inc., 170-180 Frelinghuysen Avenue, Newark, 5 structures, for sum of \$14,682. and City Construction, 976 Westside Avenue, Jersey City, 1 structure, for sum of \$2,500., all in accordance with their proposal and specifications; funds provided by 1983 Adopted Budget/Contract Demolition and H.C.D.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Engineering requesting that an inspection of each demolition site be performed to ascertain that all lots have been cleaned up and the terms of the contracts fulfilled before any payment is made to these contractors and that photographs of the lots be supplied to the Council was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani.
Not Voting: President Grant.

Absent During Roll Call: Councilman James.

7-R-br.

Resolution authorizing Director of Engineering to enter into contract with Statewide Striping Corporation, P.O. Box 464, Boonton, New Jersey, lowest responsible bidder, for Contract 83-32, pavement markings on the streets of Newark, for sum of \$50,800., in accordance with specifications; further authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$4,500.; \$32,000. provided in Department of Engineering; balance amount of contract contingent upon City securing funds and providing certification.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bs.

Resolution ratifying contract with Gladys E. Dickinson Neighborhood Health Center, for period May 1, 1983 to September 7, 1983; further authorizing Director of Health and Welfare to enter into contract with Gladys E. Dickinson Neighborhood Health Center, for period September 8, 1983 to April 30, 1984, for provision of ambulatory health care services, for sum of \$98,989.90; to be paid from Neighborhood Health Center Fund of Housing and Community Development Administration, Year IX (H.C.D.A.) (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bt.

Resolution authorizing Director of Health and Welfare to submit application to New Jersey State Department of Health, Division of Alcoholism for necessary funds to continue Newark Non-medical Detoxification Program, for period October 1, 1983 to September 30, 1984; in sum of \$190,000. to defray cost of providing alcoholism control services to Newark residents; total estimated budget is \$246,889.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bu.

Resolution ratifying contract with Ironbound Community Corporation, for period May 1, 1983 to September 7, 1983; further authorizing Director of Health and Welfare to enter into contract with Ironbound Community Corporation, for period September 8, 1983 to April 30, 1984; for provision of ambulatory health care services, in amount of \$16,333.33; to be paid from Neighborhood Health Center Fund of Housing and Community Development Administration, Year IX (H.C.D.A.) (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman James.

7-R-bv.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule "A", after receipt of all documents deemed appropriate.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker,
Villani, President Grant.

7-R-bw.

Resolution rescinding Resolution 7-R-bv (A.S.), October 20, 1982, contract with Harry Goldfaden Sons, Inc., for roof replacement and related work at Engine Company No. 5, 65 Congress Street, Newark, for total sum of \$24,100.; since contractor failed to provide City with Performance and/or Individual Surety Bonds and Insurance; further authorizing Director of Department of Engineering to execute contract 82-37 with Quality Roofing Co., Inc., 175 Central Avenue, Passaic, for roof replacement and related work at Engine Company No. 5, for sum of \$26,600.; City of Newark to accept reimbursement from International Fidelity Insurance Company, 24 Commerce Street, Newark, for difference in contract price since they have agreed to reimburse City for differential contract amount; further authorizing Director of Department of Engineering to execute change orders as needed to fulfill goals of project in net amount not to exceed additional \$4,320.08.; funds available from 1983 Adopted Budget of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.
 Not Voting: Councilmen James, Payne, Rice.

7-R-bx.

Resolution granting extension of leave of absence without pay to Mary Alice Morrison, Secretarial Assistant, Municipal Courts, for period beginning December 1, 1982 and ending June 1, 1983. (Personal reasons - First leave began December 1, 1980)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.

Resolution granting extension of leave of absence without pay to Mary Alice Morrison, Secretarial Assistant, Municipal Courts, for period beginning June 1, 1983 and ending December 1, 1983. (Personal reasons - First leave began December 1, 1980)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz.

Resolution granting tax exemption on property 16 Ferry Street, Block 178, Lot 46, owned by Christine L. Zolli, James Zolli and Thomas W. Materna, M.D., P.A., t/a ZZM Company, A Partnership, for period commencing January 1, 1984 and terminating December 31, 1988; pursuant to Ordinance 6-S & F-b, May 17, 1978 and amended by Ordinance 6-S & F-h, September 6, 1978.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Absent During Roll Call: Councilman Branch.

7-R-ca.

Resolution authorizing City Treasurer to refund to Joseph and Lucy Parrella, 145 Union Avenue, Belleville, New Jersey, the sum of \$258.29, now on record in the Division of Water Accounting and Customer Service, due to a final reading in sale of property on Account No. 08-406-0100-00, 285 East Kinney Street, Newark, New Jersey, 07105.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

7-R-cb.

Resolution authorizing City Treasurer to refund to Inez Grosso, 223 Audley Street, South Orange, New Jersey, daughter of the deceased Mary Tosato, formerly of 35 Irving Street, Newark, New Jersey, the sum of \$71.69, now on record in the Division of Water Accounting and Customer Service, due to overpayment of a final reading on above captioned estate which has been settled on Account No. 12-615-1300-00, 35 Irving Street, Newark, New Jersey, 07104.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

7-R-cc.

Resolution authorizing City Treasurer to refund Samuel L. Williams, 1723 Front Street, Scotch Plains, New Jersey, 07076, the sum of \$190.20, now on record in the Division of Water Accounting and Customer Service, due to overpayment on water charges on Account No. 07-360-2900-00, 48 Murray Street, Newark, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

7-R-cd.

Resolution authorizing Director of Department of Health and Welfare to enter into and execute a patient transfer agreement with University of Medicine and Dentistry of New Jersey-University Hospital for provision of emergency medical services to Non-Medical Detoxification Program patients, for period October 1, 1983 to September 30, 1984; no expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

September 7, 1983

7-R-ce.

Resolution ratifying contract with Eye Institute for period January 1, 1983 to September 7, 1983; further authorizing Director of Department of Health and Welfare to enter into and execute contract with Eye Institute for provision of ophthalmological services at Newark Division of Health's Eye Clinic, for period September 8, 1983 to June 30, 1983, maximum amount to be paid is \$3,659.00; funds provided in 1983 Adopted Budget of Department of Health and Welfare. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

7-R-cf.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with New Jersey State Law Enforcement Planning Agency for continuation of project entitled, "Youth Consultation Services" for purpose of providing variety of services vis-a-vis family crisis intervention and temporary shelter care for Newark youngsters; contract in amount of \$65,000., for period October 1, 1983 to September 30, 1984.; no expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

7-R-cg.

Resolution recognizing and commending Dorland J. Henderson, one of Newark's most concerned citizens, for his selfless service as "The Conscience of our City" and particularly for his thoughtful advice to the Municipal Council through the years.

(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 1 in the minutes of this meeting)

7-R-ch.

Resolution of the Municipal Council of the City of Newark, County of Essex, State of New Jersey, in reference to Assembly Bill Number 3055 and petitioning the signature of the Governor of the State of New Jersey on said bill. (Provides for a method of redevelopment of blighted and deteriorated land or structures)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

Absent During Roll Call: Councilman Branch.

7-R-ci.

Resolution authorizing Mayor and Acting Municipal Comptroller to enter into contract with Samuel Klein and Company for development of Cost Allocations Plan pertaining to Gladys Dickinson Clinic operated in conjunction with St. Michael's Medical Center; C.D.B.G. funds not to exceed \$20,000.; funds provided by H.C.D.A. VII, no payments to be made until City and United States Department of Housing and Urban Development. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Absent During Roll call: Councilman Branch.

7-R-cj.

Resolution accepting the Audit Report and authorizing Acting Municipal Comptroller to pay Belcher and Ready, sum not to exceed \$5,600. upon Council acceptance of Audit Report of Newark's Urban Development Action Grant (UDAG).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Branch.

7-R-ck.
(A.S.)

Resolution recognizing and commending the Newark Department of Recreation and Parks for its outstanding programs for thousands of children and adults in the Pequannock Watershed during the last 10 years.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cl.
(A.S.)

Resolution urging the Governor and State Legislature of New Jersey to allocate a portion of State Lottery proceeds to meet housing needs in urban areas.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch.

There was no second to the motion.

Councilman Payne felt the spirit of the resolution was in the right direction. He stated there should be more discussion because there were suggestions and questions which have arisen concerning the lottery amount.

Councilman Branch mentioned the money that was generated into the community from the lottery sales. He said there were three agencies that the State appropriated money for; Senior Citizens, Higher Education and State Institutions. He wanted to know what happens to all of the other monies generated from the lottery. He noted that since the "poor" people were supporting the lottery then part of the money should be put back into funds for them.

Councilman Tucker said he remembered reading a report which identified a disproportion about the people in the City who buy lottery tickets. The report was based on the amount of money which came back into the City. He stated he would also like to further discuss the possibility of more money being generated from the sale of those tickets.

President Grant directed the City Clerk to have the resolution remain on the calendar for further discussion.

There was no action taken on the resolution.

7-R-cn.
(A.S.)

Resolution recognizing and commending Gladys Knight and the Pips on the occasion of their visit and performance at Newark Symphony Hall.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cn.
(A.S.)

Resolution designating the week of October 23 to 29, 1983, as "Support the Handicapped Week," in the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-co.
(A.S.)

Resolution ratifying contract with Ann Street Softball League Incorporated for period September 1, 1983 to September 7, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office to enter into contract with Ann Street Softball League Incorporated, for purpose of purchasing softball nets for youths residing in low and moderate income area of East Ward, for period September 8, 1983 to November 30, 1983; for funds totalling \$2,500.; funds provided from H.C.D.A. VIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cp.
(A.S.)

Resolution recognizing and commending the Manhattans on the occasion of their visit and performance at Newark Symphony Hall.

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cq.
(A.S.)

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office to enter into contract with Lawrence Belcher, Jr., C.P.A., for purpose of preparing and submitting a Direct Cost System for H.C.D.A. Programs, for period September 7, 1983 to April 15, 1984; amount of contract shall not exceed \$25,000.; funds provided from H.C.D.A. Grant Funds. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cr. Resolution recognizing and commending Ms. Esther Rolle on the occasion of her visit
(A.S.) and performance in the Theater of Universal Images' production of "The River Niger."

(For action on this resolution, see page 2 in the minutes of this meeting)

7-R-cs. Resolution by the Newark Municipal Council declaring the week of September 12,
(A.S.) 1983 to be "Spain Week" throughout the City of Newark, New Jersey, in recognition of
the many contributions of Spanish Americans to the American culture.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ct. Resolution ratifying filing of application with New Jersey Department of
(A.S.) Transportation for period July 1, 1983 to September 7, 1983; further authorizing
Mayor and Director of Planning and Grantsmanship to enter into contract agreement
with the State Department of Transportation for purpose of undertaking subregional
transportation planning within the City of Newark, for period September 8, 1983 to
June 30, 1984, in amount of \$79,299.; City of Newark shall provide in-kind services
match equivalent to \$11,895.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cu. Resolution by the Newark Municipal Council calling upon the City's Law
(A.S.) Department to submit a formal procedure including public hearings, zoning and planning
reviews and regular inspections for companies engaged in the manufacture, mixing,
transporting or storage of chemicals and/or hazardous waste materials.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cv. Resolution accepting bid of TREAT CATERERS, highest bidder, for purchase
(A.S.) of City-owned property known as Block 164, Lots 37 and 39, 224-226 Market
Street, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), for sum of
\$47,000.; based upon Resolution 7 R-d, June 28, 1983.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

At a later time in the meeting, a motion to amend the resolution to include bi-monthly progress reports on property 224-226 Market Street be submitted to Council was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

7-R-cw. Resolution accepting bid of TREAT CATERERS, highest bidder, for purchase
(A.S.) of City-owned property known as Block 1905, Lots 41 and 42, 511-515 Orange
Street, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), for sum of \$27,500.;
based upon Resolution 7-R-b, June 28, 1983.

September 7, 1983

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Martinez.

Councilman Tucker indicated he wanted bi-monthly progress reports on properties 224-226 Market Street and 511-515 Orange Street.

President Grant directed this amendment be included in the motion and suggested the first motion to adopt be withdrawn.

Councilmen Payne and Branch withdrew their motion to adopt.

A motion to adopt and amend the resolution to include bi-monthly progress reports on properties 224-226 Market Street and 511-515 Orange Street be submitted to Council was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Martinez.

MOTIONS.

7-M-a.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL CENSURING HOWARD COSELL, ABC SPORTSCASTER AND ABC SPORTS, FOR DEROGATORY COMMENTS ABOUT ALVIN GARRETT OF THE WASHINGTON REDSKINS ON NATIONAL TV ON MONDAY, SEPTEMBER 5, 1983, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman James excused himself from the meeting at 6:15 P.M.)

7-M-b.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED APPROPRIATE CERTIFICATES FOR THE BUS CAPTAINS IN CONNECTION WITH THE MARCH ON WASHINGTON, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION DIRECTING THE CITY CLERK TO SET-UP A MEETING TO DISCUSS SPECIAL ACTUARIAL STUDY OF NEWARK PENSION FUND, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO IMMEDIATELY OVERSEE THE CLEAN-UP OF THE EMPTY LOT AT THE REAR OF THE ABANDONED DINER NEAR THE INTERSECTION OF CHAPEL STREET AND RAYMOND BOULEVARD, SINCE THIS SITE IS A SERIOUS THREAT TO THE HEALTH AND SAFETY OF EAST WARD RESIDENTS, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH ESSEX COUNTY EXECUTIVE SHAPIRO STRONGLY OPPOSING THE 'LIGHT OUT' PROPOSAL FOR RIVERBANK PARK RECENTLY PUT FORTH BY THE COUNTY ADMINISTRATION DUE TO THE DETRIMENTAL EFFECT THIS WOULD HAVE ON THE QUALITY OF LIFE IN THE SURROUNDING NEIGHBORHOODS AND COMMUNITIES AS WELL AS THE EVENTUAL NEED WHICH WILL BE CREATED FOR INCREASED POLICE ACTIVITY, THUS NEGATING ANY COST-EFFECTIVENESS OTHERWISE AVAILABLE, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-f.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH ASSISTANT SECRETARY CAMPBELL, UNITED STATES DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT ADMINISTRATION, STRONGLY SUPPORTING THE 'COMMUNITY PARENTS FOR AREA DEVELOPMENT' (CPAD) IN ITS ENDEAVORS REGARDING CURRENT E.P.A. PROJECT 01-11-02369 AS WELL AS THE RECENTLY SUBMITTED 'JOB ACT PROPOSAL' SINCE PROJECTS SUCH AS THESE ARE OF A VITAL SIGNIFICANCE TO THE ECONOMIC WELL-BEING OF NEWARK ESPECIALLY WHEN SPONSORED BY COMMUNITY BASED ORGANIZATIONS LIKE CPAD, WHICH HAVE ESTABLISHED A STRONG RECORD OF ABILITY AND COMPETENCE was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

7-M-g.

A MOTION REQUESTING THE DIRECTOR OF FINANCE TO INVESTIGATE THE FEASIBILITY OF MAKING AVAILABLE TO EMPLOYEES WHO BECOME MEMBERS OF THE CITY'S DEFERRED COMPENSATION PLAN, GROUP TERM LIFE INSURANCE IN MULTIPLES OF AN EMPLOYEE'S SALARY AND A GROUP DISABILITY INCOME PLAN, THE COST OF SAID PLANS TO BE BORNE BY THE MEMBER EMPLOYEES OF THE DEFERRED COMPENSATION PLAN, was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani,
President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Proposed "ORDINANCE REGULATING LEAVES OF ABSENCE WITHOUT PAY FOR PERMANENT CITY EMPLOYEES AND, WITH CERTAIN EXCEPTIONS, LIMITING THE TOTAL PERIOD OF SUCH LEAVES TO A MAXIMUM OF FIVE YEARS.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Payne.

8-b.

The City Clerk presented Communication From Business Administrator Hill, received August 26, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 25, WATER, CHAPTER 4, WATER RULES AND REGULATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO REPEAL SECTION 26 IN ITS ENTIRETY AND REPLACE SAME WITH NEW PROVISIONS.

(Authorizes employment of non-municipal employees to install or repair water service connection)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

September 7, 1983

8-c.

The City Clerk presented Communication From Business Administrator Hill, received August 26, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 25, WATER, CHAPTER 3, RATES AND CHARGES OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO AMEND SECTION 6 REVISING THE METHOD OF ESTABLISHING FEES FOR WATER SERVICE INSTALLATION AND INSPECTION.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented Communication From Business Administrator Hill, received August 26, 1983, enclosing proposed "ORDINANCE AMENDING AND SUPPLEMENTING TITLE 27, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED BY REVISING SECTION 27:4-5(e), GENERAL COMPLIANCE PROVISIONS.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented Communication From Business Administrator Hill, received August 26, 1983, enclosing proposed "ORDINANCE PROVIDING FOR THE VACATION OF FAIRMOUNT AVENUE, AS LAID OUT 70 FOOT IN WIDTH ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM THE NORTHERLY LINE OF 14TH AVENUE, NORTHERLY TO THE SOUTHERLY LINE OF SOUTH ORANGE AVENUE.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.

The City Clerk presented Communication from His Honor, Mayor Kenneth A. Gibson, nominating, subject to confirmation by the Municipal Council, Mr. Carmine A. Granato, 208 Walnut Street, Newark, New Jersey, as a Member of the Alcoholic Beverage Control Board of the City of Newark for a term of three years.

(Copy of correspondence submitted to each Member of the Council)
(Mr. Granato was scheduled to meet with Council September 6, 1983)

A motion to defer action on this nomination was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.

The City Clerk presented Communication From Business Administrator Hill, received August 29, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF HEALTH AND WELFARE AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-m) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR DIRECTOR, OFFICE OF CHILDREN AND TO DELETE THE TITLE OF PROJECT COORDINATOR)"

(Director, Office of
Children (35 Hours) 1/1/82 \$20,881.17 - \$25,380.97)
(Title change per Civil Service Reclassification - Non-Civil Service
Association. No fiscal impact since salary remains the same)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-h.
(A.S.)

The City Clerk presented Communication From Business Administrator Hill, received December 27, 1982, enclosing proposed, "ORDINANCE TO GRANT FIVE (5) YEARS OF TAX ABATEMENT FOR THE COMMERCIAL IMPROVEMENT IN THE FORM OF A PROJECT ENLARGING AND RENOVATING AN EXISTING STRUCTURE ON PREMISES COMMONLY KNOWN ON THE OFFICIAL TAX MAP (YEAR 1982) OF THE CITY OF NEWARK, NEW JERSEY, 99-137 STOCKTON STREET, BLOCK 5032, LOT 20."
(L.M.McCoy Enterprises, Inc.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-i.
(A.S.)

The City Clerk presented Communication From Business Administrator Hill, received December 27, 1982, enclosing proposed, "ORDINANCE TO GRANT FIVE (5) YEARS OF TAX ABATEMENT FOR A COMMERCIAL IMPROVEMENT IN THE FORM OF NEW CONSTRUCTION ON PREMISES COMMONLY KNOWN ON THE OFFICIAL TAX MAP (YEAR 1982) OF THE CITY OF NEWARK, NEW JERSEY, 364-370 FIFTH STREET, BLOCK 1934, LOT 4."

(Hooton Chocolate Company)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

8-j.
(A.S.)

The City Clerk presented Communication From Acting Business Administrator Banker, received March 28, 1983, enclosing proposed, "ORDINANCE TO GRANT FIVE (5) YEARS OF TAX ABATEMENT FOR THE COMMERCIAL IMPROVEMENT IN THE FORM OF A PROJECT ENLARGING AND RENOVATING AN EXISTING STRUCTURE ON PREMISES COMMONLY KNOWN ON THE OFFICIAL TAX MAP (YEAR 1982) OF THE CITY OF NEWARK, NEW JERSEY, AS 588-602 MARKET STREET, 41-53 FERGUSON STREET AND 44-56 CHAMBERS STREET, BLOCK 1996, LOT 1."

(Crystal Ice Cream Products, Inc.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

September 7, 1983

- 8-k.
(A.S.) The City Clerk presented Communication From Business Administrator Hill, received April 25, 1983, enclosing proposed, "ORDINANCE TO GRANT FIVE (5) YEARS OF TAX ABATEMENT FOR A COMMERCIAL IMPROVEMENT ERECTED ON PREMISES KNOWN AS 464-468 1/2 MULBERRY STREET, BLOCK 1185, LOTS 1, 2, 3 AND 4, ON THE OFFICIAL TAX MAP (YEAR 1983) OF THE CITY OF NEWARK, NEW JERSEY."
(Clarence A. and Alice M. Hoagland)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-l.
(A.S.) The City Clerk presented PROPOSED "ORDINANCE CHANGING THE NAME OF 6TH AVENUE EAST, IN ITS ENTIRETY TO VICTORIA AVENUE."
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this communication, see Ordinance 6-F-v in the minutes of this meeting)

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR PROGRAM MONITOR IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE, H.C.D.A.)."
(Program Monitor
(35 Hours) \$16,360.62 - \$19,887.00)
(Civil Service Reclassification - Not covered by Civil Service Association
- Essex Council #1 - 5% increase - No additional cost)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-b. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR RECYCLING COORDINATOR)"
(Recycling Coordinator
(35 Hours) \$22,096.66 - \$26,858.62)
(New title being created - Not represented by Civil Service Association - Essex Council #1 - Assuming the position will be filled on or about October 3rd at the minimum step, \$5,524. will be required. Of that amount, \$3,739. will be transferred from the incumbent's present position resulting in a net increase of \$1,785.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

September 7, 1983

A motion to defer action on the ordinance was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-c.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED. (TO CREATE THE TITLE AND SALARY RANGE FOR ACCOUNTANT IN THE MUNICIPAL COURTS).

(Accountant	1/1/82	\$12,777.66 - \$14,956.11
(35 Hours)	1/1/83	13,416.54 - 15,703.91
	1/1/84	14,087.36 - 16,489.10)

(Creating new title in Municipal Courts - Title included in Civil Service Association - Essex Council #1 - No additional cost)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Payne suggested the deletion of years 1982 and 1984 on this ordinance.

President Grant directed the City Clerk to delete years 1982 and 1984 from the ordinance.

A motion directing the City Clerk to place this ordinance, as amended, by deleting therefrom years 1982 and 1984, on the September 21, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-d.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977 AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT SUPERVISING OFFICE APPLIANCE OPERATOR AND SENIOR MAIL CLERK, IN THE DEPARTMENT OF ADMINISTRATION)

(Central Purchase
Assistant Supervising Office
Appliance Operator (35 Hours) \$13,823.53 - \$16,489.54

Senior Mail Clerk (35 Hours) 13,823.53 - 16,489.54)

(Creation of new titles - Assistant Supervising Office Appliance Operator - 31.5% on minimum salary \$13,823.53; 29% on maximum salary of \$16,489.54; Senior Mail Clerk - 52.3% on minimum salary of \$13,823.53; 49.4% on maximum salary of \$16,489.54. Not covered by Civil Service Association - Essex Council #1)

(Assistant Supervising Office Appliance Operator - Fiscal Impact \$262.; Senior Mail Clerk - Fiscal Impact - \$942.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

September 7, 1983

9-e.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR FAMILY AND NEIGHBORHOOD COUNSELOR, IN THE MUNICIPAL COURTS AND DELETE SENIOR COUNSELOR, F.N.S.) (Senior Family and Neighborhood Counselor (35 Hours) \$14,840.59 - \$18,033.84) (Title change - No salary change - Not covered by Civil Service Association - Essex Council #1 - No additional cost) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-f.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "BOND ORDINANCE CANCELLING CERTAIN AUTHORIZATIONS AND APPROPRIATING \$161,207.37 CASH BALANCES NOT NEEDED FOR THEIR ORIGINAL PURPOSES INTO THE WATER UTILITY CAPITAL SURPLUS FUND, IN AND BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY. (Copy of ordinance and correspondence submitted to each Member of the Council) (Finance Director Jones met with Council September 6, 1983)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

9-g.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND TITLE 2, CHAPTER II, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED." (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Branch.

9-h.

Communication from Business Administrator Hill, received August 1, 1983, enclosing proposed, "ORDINANCE PROVIDING FOR THE AMENDMENT OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, TENANT, CONCERNING THE SOUTH SIDE INTERCEPTOR SEWER." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Payne, Villani, President Grant.
No: Councilman Rice.
Not Voting: Councilman Tucker.

9-i.

Proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,'" (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SENIOR BUYER IN THE DEPARTMENT OF ADMINISTRATION)
 (Senior Buyer (35 Hours) \$15,703.91 - \$19,087.48)
 (11.4% increase on minimum salary of \$15,703.91; 15.7% increase on maximum salary of \$19,087.48; title included in Civil Service Association - Essex Council #1)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 21, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:
 Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.
 Not Voting: Councilman Rice.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from August 23, 1983 to August 30, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Beth David Jewish Center	8774 (AMEND)
St. Lucy's Roman Catholic Church	8761 (AMEND)
Queen of Angels Holy Name Society	8913 (AMEND)
Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey	8948
Queen of Angels Church	8972
Blessed Sacrament Holy Name Society	8973
Blessed Sacrament High School Advisory Board	8974
Society of the Holy Rosary of St. Francis Xavier Church	8975
Muscular Dystrophy Association.	8976
Polish Falcons of America Nest 104	8979
St. Martin DePorres Education Association	8980
Queen of Angels P.T.A.	8981

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Columba School P.T.A.	8971
St. Mary's Church of the Immaculate Conception	8977
St. Columba Rosary Society	8978
St. Nicholas Greek Orthodox Church	8982

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A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.


12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

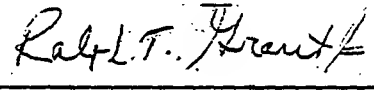
Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The meeting adjourned at 7:00 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, September 15, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 9:30 A.M., Thursday, September 15, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

Acting City Clerk Polster read letter dated September 12, 1983 from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Thursday, September 15, 1983, at 9:30 A.M., or as soon thereafter as practical to consider the following:

1. Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office) (6-S & F-bf, September 7, 1983, deferred)
2. Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office) (6-S & F-be, September 7, 1983, Returned to Administration)

Acting City Clerk Polster stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 12, 1983 at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 11:05 A.M., Acting City Clerk Polster called the meeting to order and called the roll.

Present: Councilman Martinez, Acting City Clerk Irving A. Polster, Acting Clerk of the Municipal Council.

Acting City Clerk Polster citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

Councilman Martinez stated this meeting is adjourned until the September 21, 1983 meeting at 8:00 P.M. to consider this legislation.

This meeting adjourned at 11:08 A.M.

APPROVED:



Irving A. Polster
Acting City Clerk



An adjourned meeting of a special meeting of September 15, 1983 of the Municipal Council of the City of Newark, New Jersey, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey.

President Grant called the meeting to order at 8:13 P.M. and asked for roll call.

Present: Councilman Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant, Acting City Clerk Irving A. Polster, Acting Clerk of the Municipal Council, Captain Donald Blydenburgh, Sergeant-at-Arms; Assistant Corporation Counsel Johnson.

(Councilman Carrino arrived 8:14 P.M.)

Acting City Clerk Polster read letter dated September 12, 1983, from His Honor Mayor Kenneth A. Gibson calling a special meeting of the Municipal Council for Thursday, September 15, 1983, at 9:30 A.M., or as soon thereafter as practical to consider the following:

1. Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office) (6-S & F-bf, September 7, 1983, deferred)
2. Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office) (6-S & F-be, September 7, 1983, returned to Administration)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 12, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman Carrino arrived 8:14 P.M.)

A motion to consider Item 8-a-5 on Ordinances for First Reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Carrino.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a-S.

The Acting City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR EXECUTIVE DIRECTOR, M.P.D.O. IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)."

(Executive Director	10/1/80	\$32,646.80 - \$39,682.98
M.P.D.O.	1/1/81	34,279.15 - 41,667.13
	1/1/82	35,993.11 - 43,750.49
	1/1/83	37,792.76 - 45,938.01)

(5% per year after October 1, 1980 - Not covered by Civil Service
 Association Contract - Essex Council #1)
 (Fiscal Impact - \$9,188.01)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Ordinance tabled February 2, 1983)
 (Ordinance removed from the table July 6, 1983)
 (Ordinance returned to Administration September 7, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-a-S.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date held thereon. It is now before you on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR," ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR DIRECTOR, PLANNING AND GRANTSMANSHIP IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)

(Director, Planning and Grantsmanship	1/1/83	\$37,792.76 - \$45,938.01)
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(16.6% increase; no increase given since 1980; Not covered by Civil Service
 Association Contract - Essex Council #1)
 (Fiscal Impact - \$5,980.38)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)
 (Ordinance tabled February 2, 1983)
 (Ordinance removed from the table July 6, 1983)

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

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President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ADJOURNMENT.

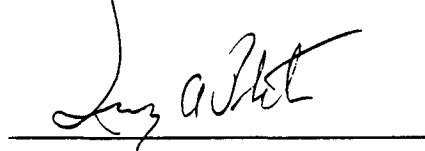
12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

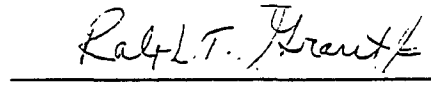
This meeting adjourned at 8:15 P.M.

APPROVED:



Irving A. Polster

Acting City Clerk



Ralph T. Grant, Jr.

President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:13 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Nehemiah Augustus Jones, True Fellowship Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant, Acting City Clerk Irving A. Polster, Acting Clerk of the Municipal Council; Captain Donald Blydenburgh, Sergeant-at-Arms, Assistant Corporation Counsel Joann Johnson.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 14, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Acting City Clerk presented 1982 ANNUAL REPORT FOR DEPARTMENT OF FINANCE, SUBMITTED BY FLEMING JONES, JR., DIRECTOR OF FINANCE.
(Copy submitted to each Member of the Council)

A motion that the Annual Report be received and placed on file was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-b. The Acting City Clerk presented ANNUAL REPORTS OF THE POLICE SURGEON'S OFFICE FOR YEARS 1978, 1979, 1980 AND 1981.

A motion that the Annual Reports be received and placed on file was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-c. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF SECOND RIVER JOINT MEETING, HELD JUNE 6, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-d. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD JULY 27, 1983.

A motion that the Copy of Minutes be received was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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4-e.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD JULY 27, 1983.

A motion that the Copy of Minutes be received and placed on file was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-f.

The Acting City Clerk presented REPORT OF CITY'S INVENTORY OF CITY-OWNED REAL PROPERTY, SUBMITTED BY THOMAS A. BANKER, ASSISTANT BUSINESS ADMINISTRATOR.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-g.

The Acting City Clerk presented REPORT OF AUTOMATIC DATA PROCESSING (A.D.P.), RENTAL ACTIVITY OF CITY-OWNED PROPERTY, FOR THE MONTH OF AUGUST, 1983, SUBMITTED BY OTTO S. ROQUEMORE, MANAGER, CITY-OWNED PROPERTY.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-h.

The Acting City Clerk presented 1982 SUMMARY OF AUDIT REPORT PREPARED FOR THE COUNTY OF ESSEX BY SAMUEL KLEIN AND COMPANY, SUBMITTED BY DANIEL W. GIBSON, JR., CLERK OF THE BOARD OF CHOSEN FREEHOLDERS, COUNTY OF ESSEX.

A motion that the Audit Report be received and placed on file was made by Councilwoman Villani, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

4-i.

The Acting City Clerk presented COPY OF MINUTES OF MEETING OF JOINT MEETING MAINTENANCE, HELD AUGUST 18, 1983.

A motion that the Copy of Minutes be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The Acting City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Avon Avenue and Stratford Place as one-way streets.

(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place

Stratford Place, Southbound, from Avon Avenue to Clinton Avenue

Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner Boulevard; Stratford Place Northbound, between Avon Avenue and Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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A motion to consider at this time Resolution 7-R-bv was made by Councilman Martinez, seconded by President Grant and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv. RESOLUTION RECOGNIZING AND COMMENDING MS. BETTY DURHAM, NEWARK CITIZEN, FOR HER TIRELESS EFFORTS, THROUGH THE YEARS AS A COMMUNITY AND NEIGHBORHOOD ACTIVIST.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant.

Councilman Martinez read the following resolution:

WHEREAS, among the strengths of this great City are the individuals who voluntarily give of their time to make this community a better place in which to live, work and play whether that volunteerism is directed toward helping Senior Citizens, Youth activities or Neighborhood Crime Watch; and

WHEREAS, one such person who has given unceasingly of her time, talents and energies is Ms. Betty Durham of the East Ward; a person, who on her own initiative has been instrumental in the physical clean-up and upgrading of her neighborhood which is the Carmel Towers and its immediate vicinity; and

WHEREAS, through her efforts, this neighborhood is living proof of the positive effect one person can have in the improvement of their environment and in restoring faith and belief in human decency and goodness, thus serving as a model that all who know her can respect and emulate;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Ms. Betty Durham for many years of outstanding citizenship and meritorious civic devotion, extending on behalf of all Newark's residents our profound thanks and respect.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Ms. Betty Durham in remembrance of this happy event.

Councilman Martinez, on behalf of the Municipal Council, presented Ms. Durham with a suitably inscribed resolution and commended her for her efforts.

Ms. Durham thanked the Municipal Council for this honor and also recognized the people who have helped her accomplish the job she is doing.

The motion was adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to consider at this time Resolution 7-R-bq was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq. RESOLUTION RECOGNIZING AND COMMENDING COUNCILMAN DONALD TUCKER FOR HIS EXTRAORDINARY LEADERSHIP AS A CONVENOR OF THE FIRST NEW JERSEY BLACK ISSUES CONVENTION.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant.

Councilman Branch read the following resolution:

WHEREAS, the Honorable Donald Tucker, who is now serving his tenth year as a Councilman-at-Large in the City of Newark, was a founder and convenor of the first New Jersey Black Issues Convention, and has devoted much of his considerable energy, imagination and organizing skill during the last two years to this most significant venture; and

WHEREAS, under the leadership of Councilman Donald Tucker the New Jersey Black Issues Convention at the Somerset Hilton on September 16 through 18, 1983, attracted some 1,200 people from all walks of life, including national and state elected officials, and many of the participants praised the conference as one of the most informative and effective they had ever attended; and

WHEREAS, the New Jersey Black Issues Convention brought overdue attention to many of the problems which still deny Black people their rightful share of America's wealth and power, and gave the participants an unprecedented opportunity to exchange ideas and to develop much-needed networks for communication and mutual action to assure that all levels of government and society are open to Black people and responsive to their needs; and

WHEREAS, the Honorable Donald Tucker, who has already won national distinction as President of the National Black Caucus of Local Elected Officials, brought new and noteworthy honor not only to himself but to the Municipal Council and the City of Newark through this historic conference, and moreover he brought new pride and new hope for political and economic progress to Black people in Newark and throughout the State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend the Honorable Donald Tucker, Councilman-at-Large, for his extraordinary leadership as a convenor of the first New Jersey Black Issues Convention, and does extend heartiest congratulations on the great success that has crowned his untiring efforts, and does wish him even greater accomplishments in the years ahead.

BE IT FURTHER RESOLVED THAT a copy of this resolution suitably inscribed be presented to Councilman Donald Tucker in warmest appreciation of his vision, his courage and his unshakeable concern for all oppressed people everywhere.

Councilman Branch, on behalf of the Municipal Council, presented Councilman Tucker, with a suitably inscribed resolution and commended him for his efforts and his accomplishments.

Councilman Tucker thanked his colleagues for this presentation and said he was proud of this accomplishment but he was more proud to come from the City of Newark. He said it was important to note that this convention provided people with the opportunity to discuss issues and come forth with how they felt things should be done. He acknowledged and thanked the many persons on this Council and their staffs for their support. He said this convention was called for blacks but it was important to note that most of the issues that affect blacks here in New Jersey and in the nation affects all ethnic groups.

Councilwoman Villani congratulated Councilman Tucker and said she was impressed with his first venture.

Councilman Payne echoed Councilwoman Villani's congratulations and said this was a tremendous new beginning. He said he believed this convention was successful because of Councilman Tucker's personal perseverance and it was based on his belief that it could be done.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-b.

The Acting City Clerk read An Ordinance to regulate the closing of streets in the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Corporation Counsel Teare met with the Council May 17, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez.

No: Councilmen Rice, Tucker, President Grant.

Not Voting: Councilmen Carrino, James, Payne, Villani.

A motion to table the ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-c.

The Acting City Clerk read An Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of 18th Avenue and South 19th Street.

(Intersection: 18th Avenue and South 19th Street)

Right Turn Prohibition: North on South 19th Street to east on 18th Avenue; West on 18th Avenue to north on South 19th Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-d.

The Acting City Clerk read An Ordinance regulating leaves of absence without pay for permanent City Employees and, with certain exceptions, limiting the total period of such leaves to a maximum of five years.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilman Tucker.

No: Councilmen Branch, Payne, President Grant.

Not Voting: Councilmen Carrino, James, Martinez, Rice, Villani.

A motion to table the ordinance was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Tucker.

6-F-e.

The Acting City Clerk read An Ordinance amending Title 25, Water, Chapter 4, Water Rules and Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to repeal Section 26 in its entirety and replace same with new provisions.

(Authorizes employment of non-municipal employees to install or repair water service connections)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilman Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Tucker.

Not Voting: Councilman Branch.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

At a later time in the meeting after Ordinance 6-F-f, Councilman Martinez and Councilwoman Villani withdrew their motions as maker and seconder.

A motion to defer action on the ordinance and directing the Acting City Clerk to invite Business Administrator Hill, Engineering Director Zach and Water Accounting and Customer Service Division Director Paradise to the October 4, 1983, pre-meeting conference was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-f.

The Acting City Clerk read An Ordinance amending Title 25, Water, Chapter 3, Rates and Charges of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to amend Section 6 revising the method of establishing fees for water service installation and inspection.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez.

No: Councilmen James, Rice, Tucker.

Not Voting: Councilmen Carrino, Payne, Villani, President Grant.

A motion to defer action on the ordinance and directing the Acting City Clerk to invite Business Administrator Hill, Engineering Director Zach and Water Accounting and Customer Service Division Director Paradise to the October 4, 1983, pre-meeting conference was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-g.

The Acting City Clerk read An Ordinance amending and supplementing Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by revising Section 27:4-5(e), General Compliance Provisions.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-h.

The Acting City Clerk read An Ordinance providing for the vacation of Fairmount Avenue, as laid out 70 foot in width on the map of the Commissioners to lay out streets, avenues and squares, extending from the northerly line of 14th Avenue, northerly to the southerly line of South Orange Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-i.

The Acting City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Director, Office of Children and to delete the title of Project Coordinator)

(Director, Office of
Children (35 Hours) 1/1/82 \$20,881.17 - \$25,380.97)

(Title change per Civil Service Reclassification - Non-Civil Service Association. No fiscal impact since salary remains the same)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-j.

The Acting City Clerk read An Ordinance to grant five (5) years of Tax Abatement for the commercial improvement in the form of a project enlarging and renovating an existing structure on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey, 99-137 Stockton Street, Block 5032, Lot 20. (L.M. McCoy Enterprises, Inc.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-k.

The Acting City Clerk read An Ordinance to grant five (5) years of Tax Abatement for a commercial improvement in the form of new construction on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey, 364-370 Fifth Street, Block 1934, Lot 4. (Hooton Chocolate Company)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-l.

The Acting City Clerk read An Ordinance to grant five (5) years of Tax Abatement for the commercial improvement in the form of a project enlarging and renovating an existing structure on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey, as 588-602 Market Street, 41-53 Ferguson Street and 44-56 Chambers Street, Block 1996, Lot 1. (Crystal Ice Cream Products, Inc.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-m.

The Acting City Clerk read An Ordinance to grant five years of Tax Abatement for a commercial improvement erected on premises known as 464-468 1/2 Mulberry Street (Block 1185, Lots 1,2,3,4, on the Official Tax Map (Year 1983)) of the City of Newark, New Jersey. (Clarence A. And Alice M. Hoaglund)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-n.

The Acting City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Program Monitor in the Community Development Administration, Mayor's Policy and Development Office, H.C.D.A.)
 (Program Monitor (35 Hours) \$16,360.62 - \$19,887.00)
 Civil Service Reclassification - Not covered by Civil Service Association
 Essex Council #1 - No additional cost)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani.
 Not Voting: Councilman Branch, President Grant.

6-F-o.

The Acting City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended. (To create the title and salary range for Accountant in the Municipal Courts)
 (Accountant (35 Hours) 1/1/83 \$13,416.54 - \$15,703.91)
 (Creating new title in Municipal Courts - Title included in Civil Service Association - Essex Council #1 - No additional cost)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-p.

The Acting City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Assistant Supervising Office Appliance Operator and Senior Mail Clerk, in the Department of Administration)

(Central Purchase
 Assistant Supervising Office Appliance
 Operator (35 Hours) \$13,823.53 - \$16,489.54

Senior Mail Clerk (35 Hours) 13,823.53 - 16,489.54)
 (Creation of new titles - Assistant Supervising Office Appliance Operator - 31.5% on minimum salary \$13,823.53; 29% on maximum salary of \$16,489.54; Senior Mail Clerk - 52.3% on minimum salary of \$13,823.53; 49.4% on maximum salary of \$16,489.54 - Not covered by Civil Service Associations - Essex Council #)

(Assistant Supervising Office Appliance Operator - Fiscal Impact - \$262.; Senior Mail Clerk - Fiscal Impact - \$942.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.
 No: Councilman Payne.

Not Voting: Councilman Carrino.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

September 21, 1983

6-F-g.

The Acting City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range for Senior Family and Neighborhood Counselor, in the Municipal Courts and delete Senior Counselor, F.N.S.)

(Senior Family and Neighborhood Counselor (35 Hours) \$14,840.59 - \$18,033.84)
(Title change - No salary change - Not covered by Civil Service Association Essex Council #1 - No additional cost)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-r.

The Acting City Clerk read A Bond Ordinance cancelling certain authorizations and appropriating \$161,207.37 cash balances not needed for their original purposes into the Water Utility Capital Surplus Fund, in and by the City of Newark, in the County of Essex, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Finance Director Jones met with the Council September 6, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Branch.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-s.

The Acting City Clerk read An Ordinance providing for the amendment of a lease between the City of Newark, owner, and the Passaic Valley Sewerage Commissioners, Tenant, concerning the South Side Interceptor Sewer.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

No: Councilmen Rice, Tucker.

President Grant: The yeses are seven and the noes are two. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

6-F-t.

The Acting City Clerk read An Ordinance to amend an ordinance entitled, An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 as amended and supplemented. (To adjust the salary range for Senior Buyer in the Department of Administration)

(Central Purchase

Senior Buyer (35 Hours) \$15,703.91 - \$19,087.48)

(11.4% increase on minimum salary of \$15,703.91; 15.7% increase on maximum salary of \$19,087.48; title included in Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, President Grant.

Not Voting: Councilmen James, Payne, Rice, Villani.

President Grant: The yeses are five and the noes are four. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

At this time Councilmen James, Payne and Villani requested their votes be changed from abstaining to the affirmative.

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight and the noes are one. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on October 5, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance authorizing the execution of a lease between the City of Newark, Leasee, and North Jersey Community Union, Sub-Leasee, for the premises commonly known as 101 Ludlow Street, a portion of Block 3764, Lot 1, for the sum of one dollar (\$1.), per year for a period of twenty-five (25) years with a sixteen (16) year option to renew.

WHEREAS, North Jersey Community Union, a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the City of Newark leases the premises commonly known as 101 Ludlow Street, a portion of Block 3764, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1983) of the City of Newark, for a period of fifty (50) years, commencing April 1, 1974 and ending March 31, 2024 for one (1) dollar per year from the Housing Authority of the City of Newark pursuant to 6S&FX adopted March 20, 1974 by the Municipal Council of the City of Newark, New Jersey, and

WHEREAS, the City of Newark does not need the abovementioned premises for municipal use.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, leasee, to sub-let the premises commonly known as 101 Ludlow Street, Block 3764, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1983), of the City of Newark, to the said North Jersey Community Union, sub-leasee, pursuant to N.J.S.A. 40A:12-14 (c).

Section 2. Said North Jersey Community Union shall, as consideration for said lease agreement pay the owner the sum of one (1) dollar per year for each year of the lease agreement.

Section 3. The Business Administrator is hereby authorized to let unto the North Jersey Community Union the equipment in the building leased by the City of Newark. A list of the equipment is attached hereto.

Section 4. The above said premises shall be used by the sub-leasee as office space and associated use in pursuing their objectives; to wit, providing ambulatory health care, serving the residents of Newark.

Section 5. Said Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 6. North Jersey Community Union shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the sub-leasee in furtherance of said public purpose, the value of cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal law.

Section 7. A copy of the lease agreement is attached hereto.

Section 8. A copy of the executed lease agreement and this ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 21, 1983

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At this time Councilman James requested to have his vote changed from the negative to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, Rice.

President Grant: The yeses are seven, the noes are none and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Water Meter Inspector)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 2. of an ordinance entitled, "An ordinance creating positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Water Meter Inspector in the Division of Water Accounting and Customer Service, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Water Meter Inspector 141901 (35 Hrs.)	\$ 11,036.97	\$ 13,416.54

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Branch.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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At a later time in the meeting after Ordinance 6-Ph, S & F-d, Councilman Branch requested to have his vote changed from not voting to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust the salary range for Manager, Division of Parks and Grounds)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented, be amended to adjust the salary range for Manager, Division of Parks and Grounds, as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Manager, Division of Parks & Grounds 175903 (35 Hrs.)	\$24,372.89	\$29,611.08

SECTION 2. That the salary for the incumbent only be established at the fifth (5th) step of the salary range, namely \$29,611.08.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman Payne.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend Title 5, Chapter 10, of the Revised Ordinances of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Chapter 10. CARNIVALS

5:10-1. Definition

Carnival means any enterprise consisting of one or more amusement devices such as but not limited to merry-go-rounds, ferris wheels, whips or other similar devices operated in conjunction with one or more amusements such as but not limited to side-shows, shooting galleries, or games of chance.

5:10-2. Prohibition

No person shall set up, keep, maintain or operate, or permit to be set up, kept, maintained or operated any carnival in or upon any lot, tract or parcel of land in the City of Newark.

5:10-3. Exemption

The above prohibition shall not apply to any religious, charitable, or non-profit institution as defined by the laws of the State of New Jersey where said organization obtains a permit from the Director of Health and Welfare of the City of Newark to operate a Carnival for a limited period of time and for the purpose of raising funds for the use of said organization in a manner consistent with the organization's charter and by-laws and where said application has been approved by resolution of the Municipal Council of the City of Newark.

5:10-4. Rules and Regulations

Rules and regulations pertaining to carnivals permissible under this ordinance (Chapter) shall be promulgated by the Director of the Department of Health and Welfare and may include but shall not be limited to notice, inspection, insurance and other requirements to protect the general public.

5:10-5. Fee

There shall be a non-refundable fee of \$225.00 charged by the Department of Health and Welfare for acceptance and processing of application.

This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

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Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance providing for the acquisition and installation of remote water meter reading devices in and by the City of Newark, in the County of Essex, New Jersey, and appropriating \$744,000. therefor.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

In order to produce fast, accurate readings at reduced operating costs, to eliminate lockouts and callbacks, and to improve customer service, the City of Newark is hereby authorized to acquire and install remote water meter reading devices (Project Number 1683), and for said purpose there is hereby appropriated \$744,000 from the Water Utility Capital Improvement Fund.

This ordinance shall take effect 10 days after the first publication thereof after final adoption.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MRS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY requested information on how the remote water meter reading devices work.

Councilman Payne advised this was a program started many years ago whereby remote water meter reading devices were affixed to the outside of the house enabling the water meters to be read from the outside rather than to go into the house.

Councilman Carrino advised Mrs. Henry that the meter would still be in the house but a control is affixed on the outside of the house and the water meter is read electronically. He noted the program has been in effect for five years. It was intended to have the entire City done but they ran out of money. Now there is money available to continue this program.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance accepting a jeep, CJ5, from the Newark Watershed Conservation and Development Corporation (NWCDC).

WHEREAS, by Ordinance 6S&FA of December 15, 1982 the position of Chief Forester was created for management of the Pequannock Watershed forest; and

WHEREAS, the Forester of the NWCDC has been appointed to the new position; and

WHEREAS, the duties and responsibilities of the Chief Forester are substantially the same as those of Forester NWCDC; and

WHEREAS, a Jeep, CJ5, owned by the NWCDC, is important to the forestry function; and

WHEREAS, the Board of Directors of the NWCDC has recommended that the said Jeep CJ5 be given to the City of Newark for use by the Chief Forester.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The City of Newark accepts the gift of a Jeep CJ5 (serial number 78F83EE134633) from the NWCDC.
2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

President Grant: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Engineering and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust pay rates per contract agreement with Building Trades Bargaining Committee)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Ff) adopted May 4, 1977 as amended and supplemented, be and the same is hereby amended to adjust the salaries as follows, to wit:

POSITION

Parking Meter Collector and Repairman
121403 (40 Hrs.)

<u>EFEC.</u>	<u>1ST YEAR ANN.SALARY</u>	<u>2ND YEAR ANN.SALARY</u>	<u>3RD YEAR ANN.SALARY</u>	<u>4TH YEAR ANN.SALARY</u>	<u>5TH YEAR ANN.SALARY</u>
1/1/83	\$12,074.88	\$12,589.54	\$13,104.19	\$13,618.85	\$14,133.53
1/1/84	\$12,928.62	\$13,469.01	\$14,009.39	\$14,549.79	\$15,090.20

POSITION

Traffic and Signal Repairman
122401 (40 Hrs.)

<u>EFEC.</u>	<u>1ST YEAR ANN.SALARY</u>	<u>2ND YEAR ANN.SALARY</u>	<u>3RD YEAR ANN.SALARY</u>	<u>4TH YEAR ANN.SALARY</u>	<u>5TH YEAR ANN.SALARY</u>
1/1/83	\$14,381.99	\$15,156.52	\$15,931.06	\$16,705.59	\$17,480.13

SECTION 2. That Section 2. of the aforementioned ordinance be further amended to adjust the annual minimum, middle and maximum salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR MIN.ANN.SAL.</u>	<u>2ND STEP ANN.SALARY</u>	<u>3RD YEAR ANN.SALARY</u>
Equipment Operator 132418 (40 Hrs.)	1/1/83 1/1/84	\$18,044.06 \$18,946.26	\$19,427.55 \$20,398.92	\$19,912.54 \$20,908.16
Heavy Equipment Operator 132404 (40 Hrs.)	1/1/83 1/1/84	\$21,125.00 \$22,181.25	\$22,486.78 \$23,611.11	\$23,048.36 \$24,200.77
Mason and Plasterer 132406 (35 Hrs.)	1/1/83 1/1/84	\$19,116.14 \$20,071.94	\$20,396.25 \$21,416.06	\$20,905.47 \$21,950.74
Mason and Plasterer Helper 131403 (35 Hrs.)	1/1/83 1/1/84	\$15,571.89 \$16,350.48	\$16,779.26 \$17,618.22	\$17,197.87 \$18,057.76
Mason 132405 (35 Hrs.)	1/1/83 1/1/84	\$19,116.14 \$20,071.94	\$20,396.25 \$21,416.06	\$20,905.47 \$21,950.74

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<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR MIN. ANN. SAL.</u>	<u>2ND STEP ANN. SALARY</u>	<u>3RD YEAR ANN. SALARY</u>
Painter 131404 (35 Hrs.)	1/1/83 1/1/84	\$17,131.52 \$17,988.09	\$18,495.86 \$19,420.65	\$18,959.15 \$19,907.10
Plumber 132410 (40 Hrs.)	1/1/83 1/1/84	\$20,151.19 \$21,158.74	\$21,423.65 \$22,494.83	\$21,955.86 \$23,053.65
Plumber Foreman 133406 (40 Hrs.)	1/1/83 1/1/84	\$21,772.07 \$22,860.67	\$22,486.78 \$23,611.11	\$23,756.70 \$24,944.53
Sign Designer, Processor and Letterer 142401 (35 Hrs.)	1/1/83 1/1/84	\$20,294.13 \$21,308.83	\$20,396.25 \$21,416.06	\$20,905.47 \$21,950.74
Sign Designer, Processor and Letterer Foreman 143401 (37½ Hrs.)	1/1/83 1/1/84	\$23,122.37 \$24,278.48	\$24,060.44 \$25,263.46	\$24,661.57 \$25,894.64
Supervisor of Equipment Operations 133408 (40 Hrs.)	1/1/83 1/1/84	\$24,689.65 \$25,924.13	\$24,791.76 \$26,031.34	\$25,410.75 \$26,681.28
Traffic and Signal Repairman 122401 (40 Hrs.)	1/1/84	\$16,977.61	\$17,790.86	\$18,604.13
Traffic Signal Electrician (35 Hrs.)	1/1/83 1/1/84	\$19,284.60 \$20,248.83	\$20,275.00 \$21,288.75	\$20,905.47 \$21,950.74
Traffic Signal Mechanic 131406 (35 Hrs.)	1/1/83 1/1/84	\$19,284.60 \$20,248.83	\$20,275.00 \$21,288.75	\$20,905.47 \$21,950.74

SECTION 3. That Section 3. of the aforementioned ordinance be further amended to adjust the minimum, middle and maximum hourly rates as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR HOURLY RATE</u>	<u>2ND YEAR HOURLY RATE</u>	<u>3RD YEAR HOURLY RATE</u>
Asphalt Raker 121401 (40 Hrs.)	1/1/83 1/1/84	\$ 6.84 \$ 7.18	\$ 7.05 \$ 7.40	\$ 7.27 \$ 7.63
Asphalt Worker 121402 (40 Hrs.)	1/1/83 1/1/84	\$ 6.45 \$ 6.77	\$ 6.64 \$ 6.97	\$ 6.84 \$ 7.18

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment and rates of compensation which are inconsistent herewith, as hereinabove set forth, be hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented. (To adjust pay rates per contract agreement with Building Trades Bargaining Committee)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 2. of an ordinance entitled "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented, be and the same is hereby amended to adjust the salaries as follows to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR MINIMUM</u>	<u>2ND YEAR MIDDLE STEP</u>	<u>3RD YEAR MAXIMUM</u>
Assistant Carpenter Foreman 132401 (35 Hrs.)	1/1/83 1/1/84	\$20,536.63 \$21,563.46	\$21,423.65 \$22,494.83	\$21,955.86 \$23,053.65
Assistant Electrical Foreman 132901 (35 Hrs.)	1/1/83 1/1/84	\$20,536.63 \$21,563.46	\$21,423.65 \$22,494.83	\$21,955.86 \$23,053.65
Carpenter 132403 (35 Hrs.)	1/1/83 1/1/84	\$19,284.60 \$20,248.83	\$20,275.00 \$21,288.75	\$20,905.47 \$21,950.74
Carpenter Foreman 132402 (35 Hrs.)	1/1/83 1/1/84	\$21,414.71 \$22,485.44	\$22,486.78 \$23,611.11	\$23,048.36 \$24,200.77
Carpenter Helper 131401 (35 Hrs.)	1/1/83 1/1/84	\$15,755.68 \$16,543.46	\$16,779.26 \$17,618.22	\$17,197.87 \$18,057.76
Chief Stationary Engineer 133403 (40 Hrs.)	1/1/83 1/1/84	\$21,387.92 \$22,457.31	\$23,611.20 \$24,791.76	\$24,200.85 \$25,410.89
Electrician 132416 (35 Hrs.)	1/1/83 1/1/84	\$19,284.60 \$20,248.83	\$20,275.00 \$21,288.75	\$20,905.47 \$21,950.74
Electrician Foreman 132417 (35 Hrs.)	1/1/83 1/1/84	\$21,414.71 \$22,485.44	\$22,486.78 \$23,611.11	\$23,103.24 \$24,258.40
Electrician Helper 131407 (35 Hrs.)	1/1/83 1/1/84	\$15,755.68 \$16,543.46	\$16,780.54 \$17,619.56	\$17,197.87 \$18,057.76
Mason & Plasterer 132406 (35 Hrs.)	1/1/83 1/1/84	\$19,116.14 \$20,071.94	\$20,396.25 \$21,416.06	\$20,905.47 \$21,950.74
Mason & Plasterer Foreman 132407 (35 Hrs.)	1/1/83 1/1/84	\$21,447.89 \$22,520.28	\$22,486.78 \$23,611.11	\$23,048.36 \$24,200.77

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POSITION	EFFECTIVE	1ST YEAR MINIMUM	2ND YEAR MIDDLE STEP	3RD YEAR MAXIMUM
Mason & Plasterer Helper 131403 (35 Hrs.)	1/1/83 1/1/84	\$15,571.89 \$16,350.48	\$16,779.26 \$17,618.22	\$17,197.87 \$18,057.76
Painter 131404 (35 Hrs.)	1/1/83 1/1/84	\$17,131.52 \$17,988.09	\$18,495.86 \$19,420.63	\$18,959.15 \$19,907.10
Painter Foreman 132409 (35 Hrs.)	1/1/83 1/1/84	\$19,179.94 \$20,138.93	\$20,396.25 \$21,416.06	\$20,905.47 \$21,950.74
Plumber 132410 (40 Hrs.)	1/1/83 1/1/84	\$20,151.19 \$21,158.74	\$21,423.65 \$22,494.83	\$21,955.86 \$23,053.65
Plumber Foreman 133406 (40 Hrs.)	1/1/83 1/1/84	\$21,772.07 \$22,860.67	\$22,486.78 \$23,611.11	\$23,756.70 \$24,944.53
Refrigeration Engi- neer 132412 (40 Hrs.)	1/1/83 1/1/84	\$19,313.95 \$20,279.64	\$21,423.65 \$22,494.83	\$21,955.86 \$23,053.65
Stationary Engineer 152402 (40 Hrs.)	1/1/83 1/1/84	\$19,313.95 \$20,279.64	\$21,423.65 \$22,494.83	\$21,955.86 \$23,053.65
Stationary Fireman 152403 (40 Hrs.)	1/1/83 1/1/84	\$18,382.27 \$19,301.38	\$19,427.55 \$20,398.92	\$19,916.35 \$20,912.16

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum, middle and maximum salaries therefor, which are inconsistent herewith, as hereinabove set forth, be hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To create position titles and salary ranges) (To create position titles and salary ranges)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

September 21, 1983

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&Fk) adopted May 4, 1977 as amended and supplemented be further amended to create the position titles and salary ranges as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Police Aide 141920 (40 Hrs.)	\$ 13,000.00	\$ 13,000.00
Police Aide (I) 141921 (40 Hrs.)	\$ 13,500.00	\$ 13,500.00
Police Aide (II) 141922 (40 Hrs.)	\$ 14,500.00	\$ 14,500.00
Police Aide (III) 142900 (40 Hrs.)	\$ 15,500.00	\$ 15,500.00

SECTION 2. Every appointee to any position herein created except to the position of Police Aide (141920) shall be conditioned upon such person having satisfactorily demonstrated a specific level of skill in those duties and responsibilities corresponding to the appropriate aide classification.

SECTION 3. All prior ordinances or parts thereof which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Laborer, Water Leak Detector)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary range for Laborer, Water Leak Detector as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>1ST YEAR</u> <u>PER HOUR</u>	<u>2ND YEAR</u> <u>PER HOUR</u>	<u>3RD YEAR</u> <u>PER HOUR</u>
Laborer, Water Leak Detector 121914 (40 Hrs.)	1/1/83	\$ 5.29	\$ 5.68	\$ 6.16

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance establishing upgraded health benefits for employees and for the qualified dependents of employees represented by the Building Trades Bargaining Committee.

WHEREAS, as the result of negotiations between the City of Newark, New Jersey and the Building Trades Bargaining Committee, the City has agreed to upgrade health benefits for employees and for the qualified dependents of employees represented by the Building Trades Bargaining Committee.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Effective August 1, 1983, active employees and the eligible dependents of these employees represented by the Building Trades Bargaining Committee shall receive:

a. Medical-Surgical benefits at the Blue Shield "14/20" level, with optional, "Rider J" benefits which are to be purchased at employees' expense via payroll deductions; and

b. Blue Cross Prescription Plan benefits with a \$1.50 co-payment.

2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

September 21, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

President Grant: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance establishing upgraded health benefits for employees represented by Police Employees Association.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, as the result of negotiations between the City of Newark and Police Employees Association, the City has agreed to upgrade health benefits for employees, and for the eligible dependents of employees, represented by Police Employees Association.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective October 1, 1983, active employees, and the qualified dependents of these employees, represented by Police Employees Association shall receive the benefits provided through a dual-choice dental program by selecting either:

- a. Pre-paid plan services as presently provided by the City to non-uniformed employees; or
- b. Open-panel plan services as provided by Blue Shield of New Jersey, under the condition that the employee agrees to absorb the premium differential between the pre-paid and the open-panel plans.

2. Effective January 1, 1984, active employees, and the qualified dependents of these employees, represented by Police Employees Association shall receive medical-surgical benefits at the Blue Shield of New Jersey P.A.C.E. level:

- a. Premium differential between coverage under P.A.C.E. and coverage under presently in-force Blue Shield "750" Plan shall be assumed by employees, calculated from rates in effect at year's end.

3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance establishing upgraded health benefits for certain retirees represented by the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO.

WHEREAS, as the result of an arbitrator's award, the City of Newark, New Jersey, is obliged to provide upgraded health benefits to specified retirees, and to the eligible dependents of these retirees, represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective October 1, 1983, qualified retirees, i.e., employees with 25 years of continuous service who retired on or after January 1, 1982, and the eligible dependents of these retirees, represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO, shall receive:

A. Medical-Surgical benefits at the Blue Shield 14/20 level, or the substantial equivalent; and

B. Benefits of a dual-choice dental plan whereby each eligible retiree may choose between an open and a closed plan, under the conditions that closed dental plans are available in the State of New Jersey and the cost of providing closed dental plan services does not exceed the cost of an open dental plan with the benefits obtained through arbitration or negotiations; said benefits shall be terminated at such time as the retiree attains age 70 years;

2. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed;

3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-n.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance affording active City employees age 65 through 69 the opportunity to select either the City's regular Group Health Benefits Plan or the Medicare Program as their primary health coverage.

WHEREAS, in accordance with the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA), which was signed into law September 3, 1982, the City of Newark, New Jersey, as an employer of 20 or more, is required to offer active employees age 65 through 69 the opportunity to select either the City's regular group health plan or the Medicare program as their primary health coverage.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective September 5, 1983, the City of Newark, New Jersey, shall offer to all eligible active City employees age 65 through 69 the choice for their primary health coverage between either:
 - a. The current City-paid health benefits plan as presently provided to active employees under age 65; or
 - b. Coverage under the Federal Medicare program;
2. The choice of plan coverage elected by the employee is applicable to his/her qualified dependents (i.e., if the employee elects for the City to provide for his/her coverage through Medicare, qualified dependents cannot be covered under the City's regular health plan on a group basis);
3. All prior ordinances or parts of prior ordinances inconsistent herewith are hereby repealed;
4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend Section 2:14-5 of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966. (To provide increased annual vacation leave for certain employees of the Fire Department and Police Department.

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WHEREAS, as the result of arbitrator's awards and collective negotiations, the City is obligated to provide additional vacation leave to certain employees in the Fire and Police Departments,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2:14-5 of Title 2, Chapter 14, Personnel Practices and Policies of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby supplemented as follows:

2:14-5.1 Annual Vacation Leave for Certain Members of the Fire and Police Departments.

(a) Those employees in the titles of firefighter, salvageman, fire alarm operator and lineman, as represented by the Newark Fireman's Mutual Benevolent Association, Local No. 4, shall be entitled to annual vacation leave with pay as follows:

<u>Year</u>	<u>No. of Days</u>
1982	15
1983	16

(b) Effective January 1, 1983, those employees who are represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO shall be entitled to annual vacation leave with pay as follows:

	<u>No. of Days</u>
Battalion fire chief, assistant chief of fire signal system operations, assistant chief of fire signal system maintenance and construction, supervising fire protection inspector, chief of fire apparatus, chief inspector of combustibles.	22
Fire captain, foreman fire alarm telegraph, chief fire alarm operator, lineman foreman	20

(c) Those employees in the title of police officer, as represented by the Fraternal Order of Police, Lodge No. 12, shall be entitled to annual vacation leave with pay as follows:

<u>Year</u>	<u>No. of Days</u>
1983	21
1984	22

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(d) Those employees in the titles of police inspector, police captain, police lieutenant, police sergeant and legal analyst, as represented by the Newark Superior Officers' Association, shall be entitled to annual vacation leave with pay as follows:

<u>Title</u>	<u>Year</u>	<u>No. of Days</u>
Police Inspector	1983	28
	1984	29
Police Captain	1983	26
	1984	27
Police Lieutenant	1983	25
	1984	26
Police Sergeant	1983	23
	1984	24
Legal Analyst	1983	25
	1984	26

Section 2. That all prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

Section 3. That this ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance permitting employees in the Fire Department of the City of Newark, represented by the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO, upon separation from the department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same. (As per arbitration award)

WHEREAS, as the result of an arbitration award, employees in the Fire Department of the City of Newark, represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO, are entitled to exercise the option of receiving wages and other benefits due upon separation from the Department in a lump sum rather than by remaining on the payroll,

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That employees in the Fire Department of the City of Newark, represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO, upon separation from the Department may elect the option of receiving wages and other benefits due them in a lump sum equal to the cost to the City for such wages and other benefits had the employees remained on the payroll to receive same.

Section 2. That the aforesaid lump sum payment shall be made on the date of separation. In the event an employee who elects the lump sum option is entitled to wages and other benefits during two fiscal years, two lump sum payments shall be made; the first, in an amount equal to the wages and benefits to which the employee would have been entitled for the year of separation and the second, in an amount equal to the wages and benefits to which the employee would have been entitled for the year subsequent to separation, had he/she remained on the payroll. The first payment shall be made upon separation and the second payment shall be made in the second week of January of the subsequent year.

Section 3. That the aforesaid lump sum option shall be prospective only and shall take effect on the first day of the month after this ordinance would otherwise take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 4. All prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Martinez.

Councilman Tucker indicated there were no benefits for the City in this Ordinance. That this was an arbitrator's award and it is a clear definitive reason why they have to get rid of binding arbitration in regard to dealing with the Unions. There was discussion at the pre-meeting conference that indicated this would provide an opportunity for the City to fill vacancies, but Assistant Business Administrator Banker made it very clear that it was not the intent of the Mayor to fill any vacancy where the appropriation was going to be utilized to pay any employee. It was clearly indicated there was no negotiated payment. It was also made clear that it was not the recommendation of the City Administration but in reality a determination arranged by an arbitrator. He respects the fact the arbitrator made a decision and that the Law Department indicated at that time that they saw no reason to appeal that decision, but he believes this is the biggest rip-off the City has been faced with and there are no benefits for the City of Newark.

The motion to close the hearing and adopt the ordinance on second reading and final passage was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

No: Councilman Tucker.

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President Grant: The yeases are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance amending Title 15, Housing, Chapter 9B, Rent Control, Rent Control Board, Sections 4, 6, 7, 8, 11, 16 and 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1, Title 15, Chapter 9B, Section 4 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented be and the same is hereby amended and supplemented as follows:

Section 4 - RENT REBATE

The Landlord shall rebate to the tenants any amount of rent collected in excess of that permissible pursuant to the terms of this ordinance by crediting the tenant with the amount of excess rent paid over a period not to exceed 14 months, or in the event the tenant is no longer in occupancy, by refunding within a one month period the amount of excess rent.

A tenant shall apply for any rebate within 14 months of the date of any overcharge. The tenant's entitlement to a rebate shall extend only for 14 months prior to the date of application for a rebate.

Section 2, Title 15, Chapter 9B, Section 6, Subsections A and B of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

Section 6 - TAX DECREASES

A. If the municipal property taxes are decreased in a given year due to either a decrease in the property tax rate or a lowering of the assessed evaluation of the property by the municipality, then the tenants are entitled to a tax decrease. Apportionment of such decrease shall be in the same manner as apportionment of tax surcharge under Section 5.

B. In the event a tax appeal is taken by the landlord and the landlord is successful in said appeal and the taxes reduced, the tenant shall receive fifty (50%) per cent of said reductions, as applied to its tax portion, after deducting all reasonable expenses incurred by the landlord in prosecuting said appeal.

The landlord shall be deemed to have received his rebate upon his receipt thereof from the receiver of taxes, or upon the execution of any agreement with the landlord. The tenant must receive notice within 14 days from when the landlord receives his notice of successful appeal. The landlord must notify the tenants within thirty (30) days of the time the landlord receives his rebate of the amount he has received with the computations on how much the tenant is entitled to.

The landlord shall divide the rebate by the total number of rooms in the dwelling, whether occupied or unoccupied, and grant a rebate to each tenant by the sum per room times the number of rooms in the tenant's dwelling unit.

The amount due the tenant shall be forwarded to the tenant within the same thirty day period.

Section 3, Title 15, Chapter 9B, Section 7 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

Section 7 - CAPITAL IMPROVEMENT

A. In addition to the percentage of rental increase and tax surcharge herein provided for, the landlord may seek additional rent for capital improvements made by him in the dwelling or attributable to the dwelling. The landlord shall compute the average cost of the improvement per year of useful life by dividing the cost of the completed capital improvement by the number of years of useful life of the improvement as claimed by the landlord for income tax depreciation purposes. The amount of the monthly increase which a landlord may charge shall be prorated among all tenants benefiting from said improvements by dividing one twelfth of the annual cost of the capital improvement by the total rent roll of the units affected by the improvements in the dwelling occupied or unoccupied. No tenant shall be liable for a capital improvement increase if he receives no benefit from the improvement nor, if he benefits, shall be liable for an increase exceeding the percentage of rent paid by him as calculated above, and all such rent increases shall be charged for no period greater than the depreciation period of said improvements. The landlord shall notify the Board and tenants at least 60 days before the effective date of the increase. The notice to the Board shall, on a form provided by the Board, include the amount of increase, a description of the improvement, and the figures used to compute the increase. The Board or the tenant may request a hearing within 30 days of receipt of notice from the landlord.

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After approval by the Board of a Capital Improvement surcharge, the landlord shall give to each tenant one month prior notice of the effective date of the Capital Improvement surcharge as required by statute.

Petitions for a Capital Improvement under this section shall be submitted no later than 2 years from the date of the issuance of the first building, electrical, plumbing or other permit by the City of Newark for the Capital Improvement.

Section 4, Title 15, Chapter 98, Section 8 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

Section 8 - LANDLORD HARDSHIPS

In the event a landlord claims he cannot receive a fair rate of return as defined in the regulations of the Rent Control Board, he may appeal to the Board for a hardship rent increase. The procedure outlined in section 12 (15:9B-12) shall be followed. Within thirty (30) days after a hardship appeal has been filed, supported by all of the information which the Board may require for a determination, the Board may order the property inspected by the Division of Inspections for code violations.

The inspection reports shall be made and filed with the Board within thirty (30) days thereafter. In the event that the inspection reveals code violations, the Board may deny the increases or conditionally grant the increase subject to the landlord abating the violations within a reasonable period of time. However, in no event shall this period of time exceed ninety (90) days.

In the event that said abatement has not taken place within the aforesaid period prescribed by the Board, the Board shall revoke said conditional increase, and the landlord shall be required to restore to the affected tenants all of the additional monies collected pursuant to said conditional hardship increase. The restoration of monies shall be in the form of either a direct refund of all monies collected or a deduction from the next month's rent.

As used in this section, code violations shall mean any violations of the existing buildings, fire, plumbing, electrical or housing codes of the City of Newark then in effect. Violations which the Board may rely upon in implementing this section shall be only those violations which were found to have been existing at the time of the original inspection as requested by the Board.

The landlord shall submit proof of expenses for maintenance, repairs and financing expenditures to substantiate any hardship increase application, and the Board shall only consider said expenses for a period not to exceed 14 months prior to the date of the landlord's application.

Section 5, Title 15, Chapter 9B, Section 11 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented be and the same is hereby amended and supplemented as follows:

Section 11 - RENT DECREASE

During the term of this chapter a rent decrease may be granted by the Board for any decrease in housing space, services, furniture, furnishings or equipment. A tenant or group of tenants may petition for rent deduction through the Rent Control Board.

A decrease in services, such as to justify a rent decrease under this section, shall include any cessation or inadequate provision of the vital services listed herein, due to deterioration or improper maintenance of said services, where it is the responsibility of the landlord to provide said services. For the following decreases in services, a petitioner or petitioners rent may be decreased in accordance with the following percentages of the total rent or rents collected during the period of said decrease in services:

- A. No heat.....45%
- B. No water.....30%
- C. No hot water (when provision of hot water is the responsibility of the landlord)..10-25%
- D. Roof leaks (such as to make the apartment, or dwelling unit uninhabitable).....25-75%
- E. Non-functioning stoves or refrigerators (where supplied by landlord).....10%
- F. Faulty electrical fixtures (such as to constitute a dangerous condition, or threat to the health and safety to the tenants).....10-50%
- G. Faulty plumbing (defined as inoperable "fixtures" i.e., tub, sink, toilet, kitchen sink).....15%
(15% per fixture, but not to exceed a maximum of 75% of the total rent of all petitioners).
- H. Inoperable elevator (shall only apply in buildings over four stories, when inoperability is due to the neglect of the landlord; reduction shall only be applied to tenants of said building living on the fifth floor or above).....10%

No petition for a rent decrease, due to a decrease in services shall be considered under this section, unless the potential decrease in rent for each petitioner or each tenant in a group petition shall be greater than 44% of their rent for the period of the decrease in services, as determined by the administrative branch of the Rent Control Board. However, this limitation on considering petitions shall not prevent the Board from considering any petition involving a permanent cessation of services.

Evidence of the existence of any alleged decrease in services shall only be considered by the board for a period of 30 days prior to the filing of the petition, and no rent decrease shall be imposed by the Board for any period prior to said 30 days.

If a rent decrease is made conditional upon the landlord's performing whatever repairs are deemed necessary to correct a decrease in services, the landlord may petition, upon completion of 75% or more of the repairs ordered, for reinstitution of all or part of the decreased rents. Said petition and any determinations made by the Board thereon, shall conform to the procedures of the Board, as set forth in Section 15:9B-12, for adjustments in rents.

Where it is found that the landlord has contracted to change the heating service by changing a heating unit or otherwise requiring the tenants to pay for their heat, the Board may grant a rent decrease equal to the cost of providing heat as that cost is determined by the Office of Rent Control.

The procedures of the Board under this section shall be set out in a statement of policy, which shall be available for public inspection at all times in the offices of the Board. (4-8-80, S11)

Section 6, Title 15, Chapter 9B, Section 16 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented as follows:

Section 16 - UTILITIES SURCHARGE

Notwithstanding the language contained in section 8 of Chapter 9B, where the landlord substantiated through credible proof to the Rent Control Board Administrator that heating expenses and water expenses (including sewer charges) for the twelve months immediately preceding his application are in excess of 10% of the heating expenses and water expenses for the prior twelve months, the Rent Control Board Administrator shall grant a Utilities Surcharge to the applying landlord.

However, the increase allowed shall not exceed 15% of the monthly rent roll of apartments which contain 30 or fewer units; and, the increase allowed shall not exceed 5% of the monthly rent roll of apartments which contain more than 30 units but less than 201 units; and, the increase allowed shall not exceed 3% of the monthly rent roll of apartments which contain more than 200 units.

The percentage increase allowed shall be a percentage of the monthly rent roll in the month in which the application is submitted.

When the Rent Control Board Administrator has received the application of the landlord and all documentation required by the Rent Control Board Administrator to make the determination, the Rent Control Board Administrator shall notify the tenants of the application for a Utilities Surcharge. The notice shall contain a copy of the application and shall be mailed to the affected tenants within 14 days of receipt of the landlord's completed application. The landlord's completed application shall include a certified statement from the fuel heating dealer for the building indicating the number of gallons delivered, cost per gallon and total cost, for the twelve months immediately preceding the application and for the previous 12 month period. It shall also include a statement describing the landlord's water bills from the Division of Water Accounting in the City of Newark for the 24 months immediately preceding the date of application.

The decision of the Rent Control Board Administrator shall be rendered within sixty (60) days of the filing of the completed application. Failure of the Rent Control Administrator to render a decision within sixty (60) days shall result in the application being deemed granted.

If the requested increase is denied by the Rent Control Board Administrator, the landlord may lodge an appeal with the Rent Control Board.

After the date of application, a finding that heat or water is not provided to the building in conformance with applicable laws shall be a basis for a denial of an increase pursuant to this section of the Rent Control Ordinance.

The landlord shall notify all tenants in writing of the approved increase. Said notice shall be served upon the tenants at least one month prior to the effective date of the increase. The landlord shall file with the Rent Control Board Administrator a copy of the notice that was served upon the tenants.

The landlord shall equally distribute this Utility Surcharge that has been granted, according to the number of rooms within the housing space in the building for which the application is made. The computation of this Utility Surcharge shall be the annual amount of increase divided by twelve months and the results of that division further divided by the number of rooms in the building. The result of that division

shall then be multiplied by the number of rooms in each apartment of the building to determine the Utility Surcharge amount per month for each apartment.

Section 7, Title 15, Chapter 9B, Section 17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented as follows:

Section 17 - NEW CONSTRUCTION and SUBSTANTIAL
REHABILITATION EXEMPTED

A. New Construction.

The owner of housing space or dwelling being rented for the first time shall not be restricted in the initial rent he charges. Any subsequent rental increase, however, shall be subject to the provisions of this chapter.

B. Substantial Rehabilitation.

Dwellings which are substantially reconstructed or rehabilitated shall not be restricted in the initial rent charged if the Rent Control Board determines that the cost of reconstruction or rehabilitation during a 12 month period has exceeded 50% of either the undepreciated cost or the fair market value of the dwelling.

The substantial rehabilitation shall be completed prior to the date of application to the Rent Control Board for an exemption under this section.

Petitions for an exemption under this section shall be submitted no later than 2 years from the date of the acquisition of the first permit for the substantial reconstruction or rehabilitation from the City of Newark, New Jersey.

The petition forms provided by the Office of Rent Control shall require that the owner submit some tangible evidence as to the undepreciated cost or the fair market value of the dwelling. The petition shall also require a written description of the reconstruction or substantial rehabilitation of the building; as well as a copy of a certificate of occupancy issued by the Construction Official for the City of Newark certifying that the substantially rehabilitated building conforms to the requirements of the zoning ordinances of the City of Newark, the Uniform Construction Code of the City of Newark, New Jersey and all applicable health and housing codes of the City of Newark and the unrestricted initial rent that shall be charged shall appear on the petition.

Section 8. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 9. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY

MR. WILLIAM HOLLIS, 80 GRAFTON AVENUE, NEWARK, NEW JERSEY

MS. KATHLEEN BLUTE, 2 CENTRAL AVENUE, NEWARK, NEW JERSEY

MS. ALEXANDRA FERRIERA, 53 MADISON STREET, NEWARK, NEW JERSEY

MR. DENNIS LOWERY, 89 GOLDSMITH AVENUE, NEWARK, NEW JERSEY

MR. FELORD, 64 HAWKINS STREET, NEWARK, NEW JERSEY

MR. FRANK FERRUGGIA, 433 SOUTH 14TH STREET, NEWARK, NEW JERSEY.

MS. MARY MCCOY, 868 SOUTH 18th STREET, NEWARK, NEW JERSEY

MS. CARRIE REED, 505 ELIZABETH AVENUE, NEWARK, NEW JERSEY

MS. ARLENE HENRY, 603 ELIZABETH AVENUE, NEWARK, NEW JERSEY

MR. BOB CARTWRIGHT, 137 FLEMING AVENUE, NEWARK, NEW JERSEY

MR. VICTOR DE LUCA, 38 MAIN STREET, NEWARK, NEW JERSEY

MR. ISAAC MUHAMMAD, 665 SOUTH 16TH STREET, NEWARK, NEW JERSEY

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY

REVEREND JOHN NICKAS, PASTOR, ST. ROCCO'S CHURCH, NEWARK, NEW JERSEY

MS. NANCY ZAK, 48 READ STREET, NEWARK, NEW JERSEY

MR. DONALD JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY

MR. RICHARD CAMMARIERI, 85 FOREST HILL PARKWAY, NEWARK, NEW JERSEY.

MS. CATHERINE DRESSLER, 137 FLEMING AVENUE, NEWARK, NEW JERSEY

MR. HERSCHEL JENKINS, 277 RIDGEWOOD AVENUE, NEWARK, NEW JERSEY

The above citizens addressed the Municipal Council and spoke of their opposition to this ordinance. They requested the Council to vote no on this ordinance in consideration of the hardship it would place on tenants in this City.

MR. KENNETH LOUIS, VICE PRESIDENT OF GOVERNMENTAL AFFAIRS, NEWARK CHAMBER OF COMMERCE, 50 PARK PLACE, NEWARK, NEW JERSEY.

MR. PAT CALELLO, 421 BLOOMFIELD AVENUE, NEWARK, NEW JERSEY

MR. LEWIS SCHWARTZ, 702 SANDFORD AVENUE, NEWARK, NEW JERSEY

MR. THOMAS PETRILLO, 423 CHESTNUT STREET, NEWARK, NEW JERSEY

MR. HUBERT GRAHAM, 1290 SPRINGFIELD AVENUE, IRVINGTON, NEW JERSEY

The above citizens addressed the Municipal Council and urged them to vote for the amendments. They noted they had invested their money and expected to make a profit. They also noted water and sewer costs have escalated over the last few years. They opined if the Landlords were not able to receive a fair rate of profit there would be more abandoned buildings and a loss of housing.

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Councilman Carrino stated the decision the Council makes this evening affects everyone in the City of Newark, both tenants and landlords. He said some type of compromise must be reached between the two groups to guarantee an affordable rent to the tenants and a fair rate of return for the landlords who have invested their money in these buildings.

Councilman Tucker noted the amendments being considered this evening were a 14 month limit on the time landlords have to repay tenants for overcharges, an 11.5% fair rate of return on the Landlord's investment and the pass-along cost for the sewer rate. He also noted that if municipal taxes are increased, that is an automatic pass-through directly to the tenant without the landlord going before the Rent Control Board. He called attention to the ordinance presently in existence which has an automatic 6% annual increase, a utility pass-through, the hardship increase and if the landlord goes into capital investment he can petition the Rent Control Board and indicate that he has expended a certain amount of money, the Rent Control Board has the right to adjust the rent upward based on the overall investment the landlord has made. He opined there are options within the existing ordinance the landlord can avail themselves of.

No one else appearing a motion to close the hearing and defer action on this ordinance and directing the Acting City Clerk to invite Business Administrator Hill, Rent Control Administrator Smith, Mr. Kenneth Louis, Vice President of Governmental Affairs, Chamber of Commerce and Tenant and Landlord Representatives to the September 27, 1983, Special Conference was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Branch, James, Martinez, Payne, Rice, Tucker, Villani.

Not Voting: Councilman Carrino, President Grant.

6-Ph, S & F-r.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

AN ORDINANCE CHANGING THE NAME OF HIGH STREET, IN ITS ENTIRETY, TO DR. MARTIN LUTHER KING, JR. BOULEVARD.

WHEREAS, the Reverend Doctor Martin Luther King, Junior, who gave his life in the unending quest for justice and peace, is recognized throughout the world as one of the greatest moral leaders, thinkers and orators of all times; and

WHEREAS, Doctor King's dream of equality and respect among all people continues to stir the hopes of oppressed people everywhere, and continues to prod the conscience of the nation's leaders as sharply today as when that dream was first revealed so eloquently at the March on Washington 20 years ago; and

WHEREAS, Doctor King visited the City of Newark just 10 days before his tragic death in 1968, and his memory is still cherished and his message still upheld by thousands and thousands of persons in Newark, and by millions across the land; and

WHEREAS, it is altogether fitting that the City of Newark should pay permanent tribute to the great Apostle of Nonviolence, and should keep his name and his works in the minds of this generation and those to come; and

WHEREAS, High Street has long been one of Newark's most attractive and distinguished thoroughfares, and it is the home address for the seat of Essex County government, for three institutions of higher learning and three secondary schools, for the city's oldest hospital, and for houses of worship that have served most major faiths, and this two-mile street is lined with some of the most historical and some of the most modern structures in Newark;

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The name of High Street, in its entirety, be and the same is hereby changed to Dr. Martin Luther King Jr. Boulevard.
2. The erection of signs thereon and designation of numbers of premises, and change of municipal maps and records, shall be made accordingly.
3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. ALLAN KING, 47 QUITMAN STREET, NEWARK, NEW JERSEY.

MR. KURT CULBREATH, 316 SMITH STREET, NEWARK, NEW JERSEY

MR. ISAAC MUHAMMAD, 665 SOUTH 14TH STREET, NEWARK, NEW JERSEY

MS. VIRGINIA JONES, 736 HIGH STREET, NEWARK, NEW JERSEY

MR. ROBERT NELSON, 900-18TH AVENUE, NEWARK, NEW JERSEY

The above speakers addressed the Municipal Council requesting they adopt the ordinance changing the name of High Street. They expressed their opinion that this would be a tribute to the late Dr. Martin Luther King, Jr.

MR. D. J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY,
expressed his opinion that a more appropriate memorial would be a monument.

Councilman Carrino said he was not opposed to a memorial, he just felt it should be a building or a park rather than a major street.

Councilman James opined that a decision is going to have to be made with reference to the issue of changing the names of streets. He said he agreed with Mr. Henderson that a more appropriate memorial should be erected.

Councilman Branch remarked that this was an appropriate way to honor Dr. Martin Luther King, Jr. and noted he was going to propose also that a statue be erected on the wall adjacent to the new Public Service Building.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, President Grant.

No: Councilman James.

Not Voting: Councilmen Carrino, Villani.

President Grant: The yeses are six, the noes are one and two not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Ordinance 6-Ph, S & F-s, Councilwoman Villani requested her vote be changed from a Not Voting to a Yes.

The motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Carrino.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-s.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance changing the name of 6th Avenue East in its entirety, to Victoria Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The name of 6th Avenue East in its entirety be and the same is hereby changed to Victoria Avenue.
2. The erection of signs thereon and designation of numbers of premises, and change of municipal maps, and records shall be made accordingly.
3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Rice.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-t.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

An Ordinance to amend and supplement "An ordinance to grant tax exemption for commercial improvement as well as tax abatement for commercial and industrial projects, as said improvements and projects are defined in this ordinance," Revised Ordinances of the City of Newark 10:11-1, et. seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-u.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

A Bond Ordinance for various 1983 Capital Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Awaiting approval of Debt Statement)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting debt statement was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-v.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(Investigator, Law Department

Bilingual in Spanish and

English (35 Hours) 1/1/83 \$14,956.57 - \$18,178.48

Operator, Word Processing

Equipment (35 Hours) 1/1/83 \$11,036.97 - \$13,416.54)

(5% increase for titles created in Law Department in December 1982 and January 1983 - Not covered by Civil Service Association - Essex Council #1)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-w.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage.

An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office)

(Director, Planning and Grantsmanship 1/1/83 \$37,792.76 - \$45,938.01)
 (16.6% increase; no increase given since 1980; Not covered by Civil Service Association Contract - Essex Council #1)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)
 (Ordinance tabled February 2, 1983)
 (Ordinance removed from table July 6, 1983)

(This ordinance was adopted by the Municipal Council at a Special Meeting held September 21, 1983)

HEARINGS OF CITIZENS.

6-HC-a. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to economics of the City and all forms of Government.

6-HC-b. MS. MARY LAWRENCE, 30 WALNUT STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the above address. She thanked them for their support in this matter and stated they were working on a purchase agreement and it would be ready on Friday.

A motion to permit Ms. Louise Whitehead to speak under Hearings of Citizens was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-c. MS. LOUISE WHITEHEAD, 302 SOUTH 7TH STREET, NEWARK, NEW JERSEY addressed the Municipal Council with respect to the large number of vacant houses in her area and her fear of fire in them and also with the large amount of debris left in the streets in her neighborhood. She requested help from the Council with reference to 306, 314, 315 South 7th Street and 417, 423, 425 South 9th Street.

President Grant requested Ms. Hankerson from the Mayor's Office take the addresses and forward them to Director Zach and Mr. Segraves. He also suggested Ms. Whitehead speak to Ms. Hankerson about this problem.

Councilman Branch said the problem with demolition of abandoned building is the process they must go through. He said he has processed Ms. Whitehead's complaints and forwarded them to the proper departments. He said they are struggling to get these buildings demolished.

Councilman Rice said he is concerned with those properties because they are adjacent to the West Ward. He noted they have been collectively trying to impact on that area with Administration.

Councilman Branch noted they would follow up on this.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 30 Walnut Street, Block 880, Lot 1, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the Acting City Clerk to request the Law Department to draft an ordinance to implement the new state legislation authorizing municipalities to lease and sell municipally owned structures to housing corporations and "resident first-time homebuyers" was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-b.

Resolution adopting Newark Affirmative Action Program, as amended. (Employment of minorities and the utilization of minority business enterprises in construction contracts and tax abatement agreements with the City of Newark).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c.

Resolution accepting bid of DORIS SPITZ, highest bidder, for the purchase of City-owned property known as Block 232, Lot 5, 493 1/2 High Street, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13 (a), for sum of \$1,500.; based upon Resolution 7-R-c, June 28, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to reject this resolution was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Payne, Rice, President Grant.

No: Councilman Martinez.

Not Voting: Councilmen Carrino, James, Tucker, Villani.

Acting City Clerk stated that in accordance with the conditions of sale each bid is subject to the rejection or acceptance by the Municipal Council which shall occur not later than at its second regular meeting following the auction sale. If no action is taken by the Council at the close of such second meeting, all bids will be deemed to be rejected.

Ms. JoAnne Johnson, Assistant Corporation Counsel, confirmed this to the Council.

7-R-d.

Resolution ratifying contract with Blue Shield of New Jersey and Hospital Service Plan of New Jersey (Blue Cross) for period August 1, 1983 to September 21, 1983; further authorizing Business Administrator to amend City's current contract with Blue Shield of New Jersey to upgrade medical-surgical benefits to that company's "14/29" plan level, for active employees represented by Building Trades Bargaining Committee and their eligible dependents; Rider J at his/her expense through payroll deductions and Hospital Service Plan of New Jersey (Blue Cross) extend prescription services with a \$1.50 co-payment for those represented by Committee; for period September 22, 1983 to July 31, 1984; \$6,450. provided for 1983; 1984 and beyond shall be contingent upon appropriation of budget for funds for those years. (Contracts as amended, awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-e.

Resolution ratifying contract with Essex Car Wash and Park Avenue Auto Wash for period August 1, 1983 to September 21, 1983; further authorizing Business Administrator to enter into contracts with Essex Car Wash, 313 West Market Street, Newark and Park Avenue Auto Wash, 240 Park Avenue, Newark, lowest responsible bidders, for providing washing and cleaning of light duty City-owned vehicles, in accordance with their bid specifications; for period September 22, 1983 to July 31, 1984, for sum not to exceed \$10,000.; \$3,125. encumbered in 1983 Adopted Budget of Department of General Services, Division of Motors to commence this service; any 1984 expenditures are contingent upon and subject to appropriation and approval of funds in that fiscal year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Acting City Clerk to request the Purchasing Agent to go out for bids again covering the districts not included in this resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilmen Payne, Rice.

7-R-f.

Resolution authorizing the Director of Finance to enter into a contract with Goldman, Beale Associates of Princeton, New Jersey, to provide financial advice to the City of Newark; shall be compensated from the proceeds of bonds sold at a cost of \$44,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

7-R-g.

Resolution urging the Governor and Legislature of New Jersey to allocate a portion of State Lottery proceeds to meet housing needs in Urban Areas.

(Copy of resolution submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h.

Resolution ratifying 4 contractors for period September 1, 1983 to September 21, 1983; further authorizing Business Administrator to enter into contracts with Bergen Street Plumbing & Heating, Inc., 1033-47 Bergen Street, Newark, Labor Charge Per Hour, \$25.; Materials and Parts, 10%; Irving Beim General Contractor, 2632 Reid Street, Union, Labor Charge Per Hour, \$20.; Materials and Parts, 20%; Don Wilson Associates, 618 Communipaw Avenue, Jersey City, Labor Charge Per Hour, \$25., Materials and Parts, 23% and McMullan Construction Co., 36 Broad Terrace, Bloomfield, 1 Journeyman-\$24.50 Per Hour/Man, 1 Helper, \$19.50 Per Hour/Man, Materials and Parts, 18%; all lowest responsible bidders, for period September 22, 1983 to August 31, 1984; said contractors to provide written estimates of cost to perform work whenever Office of Real Property determines that a need exists in residential and commercial structures in accordance with their bid specifications; cost of any single job not to exceed \$1,000. and no attempt to sub-divide work to bring cost of work below the maximum of \$1,000.; \$150,150. encumbered in 1983 Adopted Budget of Department of Administration, Division of Office of Real Property; 1984 expenditures contingent upon and subject to appropriation and approval of funds in that fiscal year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilmen Carrino, James.

7-R-i.

Resolution ratifying contract for period September 1, 1983 to September 21, 1983; further authorizing Business Administrator to enter into contract with Rosenberg and Associates, 161 Eagle Rock Avenue, Roseland, lowest responsible bid received, to provide Certified Shorthand Reporting Services to Various City Governmental Agencies, for period September 22, 1983 to August 31, 1984; funds encumbered from 1983 Adopted Budgets of Various City Governmental Agencies in sum of \$17,400.; 1984 expenditures contingent upon and subject to appropriation and approval of funds in that fiscal year.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

Resolution authorizing Purchasing Agent to advertise and receive bids for Maintenance of Police Communications Bureau Voice-Recorder System, Police Department, Division of Records and Communications; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

Resolution authorizing Director of Finance to issue check in sum of \$25,000. payable to Frances Fata and Giannone Curreri and Caurso, her attorneys, upon receipt of all documents deemed necessary by Corporation Counsel in discharge of claim executed by the petitioner; Workmen's Compensation Dependency Claim filed by Frances Fata, widow of Giovanni Fata, who was employed as a Sign Painter, Processor and Letterer with Division of Traffic and Signals from 1963 to July 29, 1975, who died from complications of cancer of the lungs which he suffered during his final years of said employment with City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-l.

Resolution authorizing Director of Finance to issue check in sum of \$2,500. payable to Vera Stewart and Marvin S. Davidson, her attorney, upon receipt of all documents deemed necessary by Corporation Counsel in discharge of claim executed by the petitioner; Workmen's Compensation Dependency Claim filed by Vera Stewart, widow of William Stewart, who suffered a cardio vascular incident alleging that it was caused by stress and strain from the performance of his duties as City of Newark Police Officer, serving as Court Attendant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning July 1, 1980 and ending January 1, 1981. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning January 1, 1981 and ending July 1, 1981. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning July 1, 1981 and ending January 1, 1982. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-p. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning January 1, 1982 and ending July 1, 1982. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning July 1, 1982 and ending January 1, 1983. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning January 1, 1983 and ending July 1, 1983. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Division of Public Buildings, Department of General Services, for period beginning July 1, 1983 and ending January 1, 1984. (Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

Resolution authorizing solicitation of sealed bids for the leasing of non-residential properties, stores - 665-71 Broad Street (1)-288 square feet; (2)-1,327 square feet and (3)-3,608 square feet; on October 3, 1983, 12:00 Noon, 32 Green Street, 4th floor; pursuant to N.J.S.A. 40A:12-14 (a), per attached Schedule C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-u.

Resolution authorizing solicitation of sealed bids for the leasing of non-residential properties, 495-509 Springfield Avenue; 491 Springfield Avenue and 493 Springfield Avenue; on October 3, 1983, 10:00 A.M., 32 Green Street, 4th floor; pursuant to N.J.S.A. 40A:12-14(a), per attached Schedule C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

Resolution authorizing solicitation of sealed bids for the leasing of non-residential properties, 23 WILLIAM STREET, 374-76 University Avenue, 118-20 West Market Street and 225 Camden Street; vacant Land-259 Broad Street, 26 North 9th Street, 303-5 Peshine Avenue, 407-9 Hawthorne Avenue and 411 Hawthorne Avenue; on October 3, 1983, 11:00 A.M., 32 Green Street, 4th floor; pursuant to N.J.S.A. 40A:12-14 (a), per attached Schedule C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

Resolution accepting bid of MR. JOHN B. GRAY, highest bidder, for leasing of 35-37 Grafton Avenue, Block 771, Lot 1, for annual rental of \$3,500.99 and bid of MS. LEE HARDEN, highest bidder for leasing of 247 Peshine Avenue, Block 2706, Lot 1, for annual rental of \$2,400.; based upon Resolution 7-R-bt (A.S.), July 6, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

September 21, 1983

7-R-x.

Resolution voiding sale of City-owned properties, per attached Exhibit A, authorized by Resolution 7-R-en (A.S.), properties not needed for public purposes on August 22, 1983; no bids received.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

Resolution approving determination of Central Planning Board that City Tax Block 273, Lots 5, 7, 9-16, 18-25 and 27, City Tax Block 272, Lots 1-10, 16, 18, 21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue, specifically described in Report of Findings of Central Planning Board; pursuant to Resolution 7-R-co, June 22, 1983, is a blighted area as defined in Chapter 187 of Laws of 1949 of New Jersey (N.J.S.A. 40A:55-21.1 et seq.) as amended.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

Resolution authorizing the City Treasurer to refund four hundred and ninety dollars (\$490.) to Ms. Mitchell DeCarlo, for an amusement parlor license not issued. (872 Broad Avenue, Ridgely, New Jersey)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.

Resolution accepting \$3,173.29 from proceeds of fire insurance coverage as consideration for City to retain ownership of premises known as 27 Beacon Street, Block 238, Lot 84, previously owned by John H. Shuler and Frances Shuler; said owners do not wish to regain subject property by a "Consent Order to Vacate Default Judgement--In-Rem Tax Foreclosure".

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

Resolution recognizing and honoring the former Members of the "Newark Bears", Triple A Farm Team of the New York Yankees, on the occasion of their Fourth Annual Reunion and declaring September 10, 1983 to be "Newark Bears Day" throughout the City of Newark.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-bc.

Resolution appointing Anthony De Vincenzo, Member of the Board of Adjustment, to fill the unexpired term of Frank Ianucci, ending February 1, 1987. (C)

(Mr. De Vincenzo met with the Council September 21, 1983)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-bd.

Resolution granting Fireworks Display Permit to St. Gerard Society Celebration Committee, St. Lucy's Church, of the City of Newark, for fireworks display on October 15, 16 and 17, 1983 or postponed days in the event of rain, through route of procession and approving Indemnity Bond therefor.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-be.

Resolution rescinding existing No Parking Regulations on the north side of South Orange Avenue between the hours of 4:00 P.M. and 6:00 P.M. for a 6 month trial period; all parking meters be removed; the No Parking will still be in effect in areas where the roadway width cannot provide for two through lanes of moving traffic in each direction; all Bus Stops will have minimum lengths of 105 feet for near side; 100 feet for far side; 135 feet for mid-block; pursuant to Section 39:4-197.3 of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-bf.

Resolution supporting the Administration's efforts to investigate and negotiate an Energy Conservation Contract; pursuant to N.J.S.A. 40A:11-15, as amended; Director of Engineering to submit a proposed contract to the Municipal Council for their review and consideration.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

/7-R-bg.

Resolution ratifying and authorizing Director of Department of Health and Welfare to enter into and execute contract with Eye Institute for provision of Ophthalmological Services at Newark Division of Health's Eye Clinic, for period January 1, 1983 to June 30, 1983; maximum amount to be paid is \$3,659.; funds provided in 1983 Adopted Budget of Department of Health and Welfare. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bh.
(A.S.)

Resolution authorizing Mayor and Director of Office of Planning and Grantsmanship to file and execute application with Commissioner of Environmental Protection for a grant in amount of \$741,886.50 equal to 50% of estimated project acquisition cost of \$1,483,773. for the Newark Riverfront Park Site; City of Newark will provide match of \$741,886.50 (50%) through its Capital Improvements Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.
(A.S.)

Resolution amending 1979 Capital Budget, by increasing Capital Budget Project 1379-Reconstruction of 828-830 Broad Street for use as municipal office space, from \$1,650,000. to \$1,710,000.; decreasing Capital Budget Project 3679- Reconstruction of Green Street City Hall Annex and 22 Franklin Street for use as Newark Police Courts, from \$1,150,000. to \$1,090,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Villani, President Grant.

No: Councilmen Carrino, James, Tucker.

Not Voting: Councilman Rice.

7-R-bj.
(A.S.)

Resolution amending 1981 Capital Budget, by increasing Capital Budget Project 0581-Continuing exterior reconstruction of Main and Addition Buildings of the Newark Museum, from \$282,400. to \$330,400.; decreasing Capital Budget Project 0681-Reconstruction of Main Buildings Roofs Newark Museum, from \$243,614. to \$195,614.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.
(A.S.)

Resolution amending 1983 Capital Budget, by adding Project 1883-Construction of Emergency Bureau Building-Newark Police Department-\$250,000.; 1983-Construction of Salt Storage Dome for Wetted Salt Operation-\$225,000.; 2083-Reconstruction of Deteriorated Brick Sewers at Badger Avenue, Springfield Avenue, Bergen Street to Fairmount Avenue-\$680,000. and 2183- Installation of a 12 inch high pressure water main in Frelinghuysen Avenue in conjunction with the New Jersey Department of Transportation-\$27,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.
(A.S.)

Resolution amending Resolution 7-R-bk (A.S.), July 6, 1983, contract with Newark Day Care Center Incorporated, by ratifying contract for period May 1, 1983 to September 21, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Newark Day Care Center Incorporated for period September 22, 1983 to March 31, 1984; for purpose of rehabilitating 305 Halsey Street; no additional funds required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

7-R-bm.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Municipal Tonnage Grant, \$17,210.43; item available from New Jersey State Office of Recycling. (To continue expanding recycling programs in the City of Newark)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.
(A.S.)

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bo.
(A.S.)

Resolution recognizing and commending Elder Terry Patrick, Pastor of the Good News Tabernacle Holiness Church, for many years of outstanding service to the Church and to the City of Newark.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.
(A.S.)

Resolution recognizing and commending James Dusenberry Winans, Charles Whigham, and Charles Messier, for their exemplary work of many years with the Boys' and Girls' Clubs of Newark.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.
(A.S.)

Resolution recognizing and commending Donald Tucker for his extraordinary leadership as a Convenor of the First New Jersey Black Issues Convention.

(For action on this Resolution see page 3 in the Minutes of this Meeting)

September 21, 1983

7-R-br.
(A.S.)

Resolution by the Newark Municipal Council expressing profound sorrow and regret upon the passing of Michael A. Bontempo, former Police Officer and Councilman of the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs.
(A.S.)

Resolution recognizing and commending Dr. O. A. Dupree, for his countless contributions to the field of scholarship and education to the youth of Newark.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bt.
(A.S.)

Resolution authorizing Business Administrator and Director of Community Clearance Program to execute on behalf of City of Newark a hold harmless and Indemnification Agreement with Newark Redevelopment and Housing Authority for any claims arising out of use of property located on Blocks 2537, 2538, 2552, 2553, 2566 and 2567 (also known as R-6, Old Third Ward Urban Renewal Project); on September 24, 1983; for Implementation of a Program to clean vacant lots of debris, litter and growth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu.
(A.S.)

Resolution recognizing and commending former longtime City of Newark employee, Mr. Leon Vannelli, on the occasion of his election as Governor of UNICO National District 2, encompassing the greater Newark area.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.
(A.S.)

Resolution recognizing and commending Ms. Betty Durham, Newark citizen, for her tireless efforts, through the years as a community and neighborhood activist.

(For action on this resolution see page 3 in the Minutes of this Meeting.)

7-R-bw.
(A.S.)

Resolution congratulating the Girls' Center of Essex County for its excellent work with homeless girls.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-bx.

Resolution authorizing Director of Finance to issue check in sum of \$30,000. payable to Terris B. Smith and Paul Schachter, Esq., her attorney, upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Smith instituted suit in Federal District Court seeking damages allegedly caused by City's failure to afford her due process termination proceedings when she was terminated as "Acting" Director of the Alcoholism Detoxification Project, failure to hire her as Director of the Alcoholism Detoxification Project based upon race, sex discrimination and breach of contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani.

Not Voting: Councilmen Branch, Tucker, President Grant.

7-R-by.

Resolution amending Resolution 7-R-b, February 2, 1983, contract with Neighborhood Housing Services of Newark Incorporated, to provide additional funds in amount of \$50,000. totalling \$150,000.; funds available from H.C.D.A. III.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

MOTIONS.

7-M-a.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL EXPRESSING SINCERE CONGRATULATIONS TO MISS NEW JERSEY, SUZETTE CHARLES, ON HER SELECTION AS FIRST RUNNER-UP IN THE 1983 MISS AMERICA PAGEANT HELD IN ATLANTIC CITY, NEW JERSEY; FURTHER EXPRESSING THE HOPE THAT HER REIGN IS A HAPPY AND PRODUCTIVE ONE AND THAT HER FUTURE IS AS BRIGHT AND SUCCESSFUL AS HER RECENT PAST was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-b.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL EXPRESSING SINCERE CONGRATULATIONS TO MISS NEW YORK, VANESSA WILLIAMS, ON HER RECENT SELECTION AS MISS AMERICA IN THE ANNUAL MISS AMERICA PAGEANT IN ATLANTIC CITY, NEW JERSEY; FURTHER, EXPRESSING THE HOPE THAT HER REIGN IS A HAPPY AND PRODUCTIVE ONE AND OFFERING HEARTFELT COMPLIMENTS TO MISS WILLIAMS IN BEING THE FIRST WOMAN OF HER RACE TO BE CROWNED AS MISS AMERICA, THUS GREATLY INSPIRING MEMBERS OF ALL MINORITY GROUPS was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL RECOGNIZING AND COMMENDING MRS. BERNICE DAVIS, CHARTER MEMBER AND CO-FOUNDER OF THE F.D.R. SENIOR CITIZENS CLUB SECRETARY FOR 21 YEARS, DURING WHICH TIME SHE HAS GIVEN UNCEASINGLY OF HER TIME, TALENT AND ENERGY FOR THE BETTERMENT OF HER FELLOW CITIZENS; FURTHER, WISHING HER ON BEHALF OF ALL NEWARK'S PEOPLE GOOD HEALTH AND PROSPERITY AND THE ABILITY TO CONTINUE THE CIVIC CONTRIBUTIONS FOR WHICH SHE HAS BECOME KNOWN, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-d.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUCILLE HOLLWAY, MOTHER OF REVEREND FRANK P. ROGERS, PASTOR OF THE FIRST MT. ZION BAPTIST CHURCH AND LONGTIME COMMUNITY LEADER WITHIN THE CITY OF NEWARK, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-e.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARIE ANTOINETTE RAMONDINI, MOTHER OF RICHARD AND JOSEPH RAMONDINI, LONGTIME EMPLOYEES OF THE CITY OF NEWARK, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-f.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL EXPRESSING PROFOUND SORROW AND REGRET TO MR. GERALD B. JOHNSON, JR., AT THE PASSING OF HIS FATHER, MR. GERALD B. JOHNSON, SR. was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-g.

A MOTION EXTENDING AN INVITATION TO ESSEX COUNTY BOARD OF CHOSEN FREEHOLDER PRESIDENT, JEROME GRECO, ESSEX COUNTY EXECUTIVE, PETER SHAPIRO, CHAIRPERSON OF THE BOARD OF TRUSTEES FOR ESSEX COUNTY COLLEGE, CLARA DASHER AND ESSEX COUNTY COLLEGE PRESIDENT DR. ZACHARY YAMBA TO MEET WITH THE MUNICIPAL COUNCIL AT ITS SPECIAL MEETING OF SEPTEMBER 27, 1983, TO CONFIRM THE VALIDITY OF A RUMOR WHICH IMPLIES THAT THE CONSTRUCTION OF AN APPROVED SWIMMING POOL WITHIN ESSEX COUNTY COLLEGE GYM HAS BEEN ELIMINATED WHICH WOULD CURTAIL ITS PROGRAMMATIC OFFERINGS AND RENDER THE COLLEGE LESS COMPETITIVE WITH OTHER COMMUNITY COLLEGES was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MILDRED FLORENCE HEINZE, MOTHER OF JEROME HINES, INTERNATIONAL OPERA STAR AND DISTINGUISHED CITIZEN OF NEW JERSEY was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-i.

A MOTION REQUESTING THE CORPORATION COUNSEL TO IMMEDIATELY INFORM THE MUNICIPAL COUNCIL, IN WRITING, AS TO WHY THE DIRECTIONS OF MOTION 7-M-1 OF AUGUST 10, 1983, WHICH CONCERNED THE STATUS OF THE FUGAZY LIMOUSINE SERVICE AT NEWARK INTERNATIONAL AIRPORT, WERE NOT CARRIED OUT AND FURTHER WHY THE MUNICIPAL COUNCIL HAS NOT, TO THIS DATE, 41 DAYS LATER, RECEIVED WRITTEN COMMUNICATION RELATIVE TO THE STATUS OF SAID MOTION was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-j.

A MOTION REQUESTING THE MAYOR AND BUSINESS ADMINISTRATOR TO INFORM THE MUNICIPAL, AS SOON AS POSSIBLE, AS TO THE ADMINISTRATION'S PLANS TO IMPLEMENT THE ORDINANCES RECENTLY ENACTED BY THE MUNICIPAL COUNCIL WHICH DIVEST THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY OF RESPONSIBILITY FOR FUTURE REDEVELOPMENT AND HOUSING AUTHORITY OF RESPONSIBILITY FOR FUTURE REDEVELOPMENT PROJECTS AND ASSIGN REDEVELOPMENT RESPONSIBILITY TO THE COMMUNITY DEVELOPMENT ADMINISTRATION (CDA) was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-k.

A MOTION DIRECTING THE EXECUTIVE SECRETARY OF THE CENTRAL PLANNING BOARD TO SUBMIT A COMPLETE TRANSCRIPT OF ALL MEETING MINUTES AND OTHER RELEVANT DOCUMENTS CONCERNING THE BLIGHT HEARING FOR CITY BLOCK 272, LOTS 5, 7, 9-16, 18-25 AND 27; CITY BLOCK 273, LOTS 1-10, 16, 18-21, 23, 25-40 AND FAIRMOUNT AVENUE BETWEEN 14TH AVENUE AND SOUTH ORANGE AVENUE; KNOWN AS RESOLUTION 7-R-y SEPTEMBER 21, 1983 was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-l.

A MOTION REQUESTING THE DIRECTOR OF FINANCE TO MAKE AVAILABLE A PAYROLL DEDUCTION ACCOUNT FOR CITY EMPLOYEES DESIROUS OF CONTRIBUTING TO THE BLACK UNITED FUND OF NEW JERSEY was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-m.

A MOTION CRITICIZING THE ACTIONS OF THE FIRST ASSISTANT CORPORATION COUNSEL FOR AUTHORIZING A BIDDER TO PERFORM REPAIRS TO A CITY-OWNED PROPERTY, PENDING AN AWARD OF SALE OF SAID PROPERTY, WITHOUT THE ADVICE AND CONSENT OF THE GOVERNING BODY was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-n.

A MOTION DIRECTING THE CITY CLERK TO PREPARE FOR THE OCTOBER 5, 1983 MUNICIPAL COUNCIL MEETING A RESOLUTION REQUESTING PUBLIC SERVICE ELECTRIC AND GAS COMPANY AND RENAISSANCE NEWARK TO WORK WITH THE MUNICIPAL COUNCIL AND COMMUNITY GROUPS IN EXPLORING THE FEASIBILITY OF ERECTING A MONUMENT TO DR. MARTIN LUTHER KING, JR., ON THE NEW PLAZA AT RAYMOND BOULEVARD AND PARK PLACE, ADJOINING THE NEW PUBLIC SERVICE BUILDING was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

September 21, 1983

7-M-o.

A MOTION DIRECTING THE ACTING CITY CLERK TO INVITE THE POLICE DIRECTOR TO MEET WITH THE MUNICIPAL COUNCIL TO DISCUSS INFORMATION ON METAL DETECTORS FOR THE COUNCIL CHAMBER was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The Acting City Clerk presented Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE GRANTING PERMISSION TO THE ESSEX CHEMICAL CORPORATION WITH OFFICES AT 1410 BROAD STREET, CLIFTON, NEW JERSEY, 07015 TO CONSTRUCT AND MAINTAIN A PRIVATE AERIAL TELEPHONE CABLE CROSSING OVER THE DOREMUS AVENUE RIGHT-OF WAY AT A HEIGHT OF 22 FEET ABOVE THE EXISTING ROAD SURFACE, AND WITHIN AN AREA OF 379 SQUARE FEET."

(Said Corporation to pay an easement fee of \$250. upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15 of each succeeding year a user charge of \$150.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the October 5, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b.

The Acting City Clerk presented Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 22, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO PROHIBIT DISTURBANCE ON STREET SURFACES FOR FIVE (5) YEARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-c.

The Acting City Clerk presented Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 22, STREETS AND SIDEWALKS OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO INCREASE THE FEES OF THE GRANTING OF PERMITS AND THE POSTING OF DEPOSITS."

(Increasing fee to \$75. for the Granting of Permits and Posting of Deposits)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-d. The Acting City Clerk presented Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE PROVIDING FOR ANNUAL EQUIPMENT AND CLOTHING ALLOWANCE FOR UNIFORM AND CIVILIAN MEMBERS OF THE POLICE DEPARTMENT OF THE CITY OF NEWARK,' ORDINANCE 6-S & F-k, ADOPTED NOVEMBER 24, 1981, AS AMENDED AND SUPPLEMENTED. (TO INCREASE CLOTHING ALLOWANCE)."

(Increase clothing allowance from \$400. to \$450. per year for 1983 and from \$450. to \$500. per year in 1984; Fiscal Impact - Approximately \$1,000. in each year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the October 5, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-e. (A.S.) The Acting City Clerk presented Communication from Business Administrator Hill, received September 14, 1983, enclosing proposed "BOND ORDINANCE AMENDING ORDINANCE NUMBER 6-S & F-s FINALLY ADOPTED ON JUNE 22, 1983 AND BOND ORDINANCE 6-S & F-a FINALLY ADOPTED ON JANUARY 6, 1982 BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, IN ORDER TO REDUCE THE AUTHORIZATION FOR PROJECT NUMBER 3679 REAPPROPRIATING \$60,000. OF SAID AUTHORIZATIONS TO PROJECT NUMBER 1379, AND TO REDUCE THE AUTHORIZATION FOR PROJECT NUMBER 0681 REAPPROPRIATING \$48,000. OF SAID AUTHORIZATION TO PROJECT NUMBER 0581."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the October 5, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-f. (A.S.) The Acting City Clerk presented Communication from Business Administrator Hill, received September 21, 1983, enclosing proposed "ORDINANCE AUTHORIZING THE CITY OF NEWARK TO PURCHASE 3 SPECIFIED PROPERTIES IN THE CITY OF NEWARK, NEW JERSEY FOR THE SUM OF \$32,000.00 FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PROVIDED THE TITLE TO EACH PROPERTY SO CONVEYED IS MARKETABLE IN THE OPINION OF THE CORPORATION COUNSEL."

(69 Hudson Street-\$9,000.; 18 Cypress Street-\$8,000.; 75 Wakeman Avenue-\$15,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the October 5, 1983 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-g. (A.S.) The Acting City Clerk presented PROPOSED "ORDINANCE TO REGULATE THE CLOSING OF STREETS IN THE CITY OF NEWARK, NEW JERSEY."

A motion directing the Acting City Clerk to place this ordinance on the October 5, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

September 21, 1983

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. COMMUNICATION FROM HIS HONOR, MAYOR KENNETH A GIBSON, NOMINATING, SUBJECT TO CONFIRMATION BY THE MUNICIPAL COUNCIL, MR. CARMINE A. GRANATO, 208 WALNUT STREET, NEWARK, NEW JERSEY, AS A MEMBER OF THE ALCOHOLIC BEVERAGE CONTROL BOARD OF THE CITY OF NEWARK FOR A TERM OF THREE YEARS.

(Copy of correspondence submitted to each Member of the Council)
(Mr. Granato met with the Council September 20, 1983)

A motion to defer action on this nomination was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-b. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFORE,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR RECYCLING COORDINATOR)"

(Recycling Coordinator (35 Hours) \$22,096.66 - \$26,858.62)

(New title being created - Not represented by Civil Service Association - Essex Council #1 - Assuming the position will be filled on or about October 3rd at the minimum step, \$5,524. will be required. Of that amount, \$3,739. will be transferred from the incumbent's present position resulting in a net increase of \$1,785.)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-c. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed, "ORDINANCE TO AMEND TITLE 2, CHAPTER II, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED." (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

NEW BUSINESS ON THE CALENDAR.

None.

September 21, 1983

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The Acting City Clerk read into the record the following:



FRANK D'ASCENSIO
CITY CLERK

Irving A. Polster, of full age, duly certifies and says:

1. I am the Acting City Clerk of the City of Newark and, as such, received, on behalf of the Municipal Council, a petition, pursuant to N.J.S.A. 40A:9-165, protesting against the passage of "ORDINANCE ESTABLISHING AN ANNUAL ALLOWANCE IN LIEU OF EXPENSES FOR MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY".

2. Said ordinance was adopted on August 10, 1983, and published on August 27, 1983.

3. N.J.S.A. 40A:9-165 provides that such an ordinance may be rendered inoperative until ratified by the voters if, within 20 days of publication, petitions protesting against its passage, signed by at least 5% of the registered voters of the municipality, are presented to the Municipal Council.

4. The Office of the Commissioner of Registration of the County of Essex has certified that, as of September 15, 1983, there were 107,569 registered voters in the City of Newark. 5% of that number is 5,378.

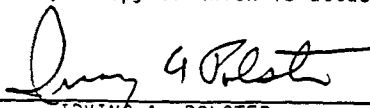
5. The petition presented contained only 5,129 unvalidated signatures.

6. I hereby certify to the Municipal Council that said petition was insufficient to meet the requirements of the statute.

7. Since the petition was insufficient on its face, no determination was made as to the validity of the signatures or as to the sufficiency of the petition in any other respect.

8. Those presenting the petition were notified of its insufficiency as required by law by letter, a copy of which is attached.

September 21, 1983


IRVING A. POLSTER
Acting City Clerk

September 21, 1983

MISCELLANEOUS.

11-a. The Acting City Clerk reported the following Bingo and Raffle Licenses were issued from August 31, 1983 to September 12, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Muscular Dystrophy Association	8976
Blessed Sacrament Home School Association	8983
Newark Day Care Council Inc.	8984
Holy Name Society, SHC	8985
Church of Our Lady of Good Counsel	8986

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's Roman Catholic Church	8987

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes;

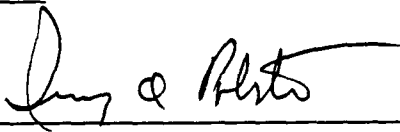
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

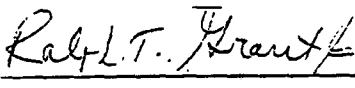
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The meeting adjourned at 1:45 A.M.

APPROVED:



Irving A. Polster
Acting City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 4:10 P.M.

The Acting City Clerk called the meeting to order and asked for roll call.

Present: Councilmen Branch, James, Payne, Rice, Tucker, Villani, Acting City Clerk Irving A. Polster, Acting Clerk of the Municipal Council.

The Acting City Clerk announced due to the absence of President Grant he would entertain a motion to elect a Temporary President.

A motion to elect Councilman George Branch, Temporary President, was made by Councilwoman Villani, seconded by Councilman James.

There were no further nominations.

The motion was declared adopted by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 23, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The Acting City Clerk read letter dated September 23, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, September 27, 1983, at 10:30 A.M., or as soon thereafter as practical to consider the following items:

1. Resolution authorizing the Mayor and Executive Director of MPDO/CDA to enter into a contract with New Hope Development Corporation/Minority Contractors for the purpose of providing training to Minority Contractors additional funds required from H.C.D.A. FY' VIII and IX; total program cost \$209,250.40.
2. Appraisals of Real Property. (Improved Properties)
3. Elevator Maintenance Service for City of Newark.
4. Contract 83-42, Demolition of Structure 474-476 Orange Street, a/k/a 130-136 North 6th Street, Block 1888, Lot 8, North District Police Station.
5. Urban Homesteading Program.

Acting City Clerk Polster noted that Item #3, in the call of the meeting from the Mayor, has not been received, therefore, no action will be taken.

September 27, 1983

RESOLUTIONS AND MOTIONS.

Resolutions.

7-R-a(S).

Resolution ratifying contract with Richard D. Johnson, t/a Empire Realty and Investment Co., Inc., for period September 1, 1983 to September 27, 1983; further authorizing Business Administrator to enter into contract with Richard D. Johnson, t/a Empire Realty and Investment Co., Inc., 119 Sunset Avenue, Newark, to provide appraisals of Real Property (Improved Properties), lowest responsible bid received, for period September 28, 1983 to August 31, 1984; \$25,000. encumbered in 1983 Adopted Budget of Office of Real Property to commence program and any 1984 expenditures contingent upon and subject to appropriation in that fiscal year; further rejecting all bids for contract to provide appraisals of Real Property (Vacant Lots)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-b(S).

Resolution authorizing Director of Department of Engineering to execute contract with City Construction Development, Inc., 976 Westside Avenue, Jersey City, lowest responsible bid, for demolition of 474-476 Orange Street a/k/a 130-136 North 6th Street (Block 188, Lot 8 - North District Police Station), for sum of \$20,000.; funds provided in 1983 Adopted Budget- Contract Demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-c(S).

Resolution amending Resolution 7-R-e, July 13, 1983, contract with Minority Contractors and Craftsman Trade Association (New Hope Development Corporation), for provision of training to minority contractors, by changing amount of funds in contract from \$149,252.40 to \$209,252.40 (an increase of \$60,000.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-d(S).

Resolution ratifying contract with Urban Development Resources, Inc. for period October 1, 1982 to September 27, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to continue contract with Urban Development Resources, Inc. for purpose of implementing Urban Homesteading Program, for period September 28, 1983 to September 30, 1983; no funds are required for scope of work to be performed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

MOTIONS.

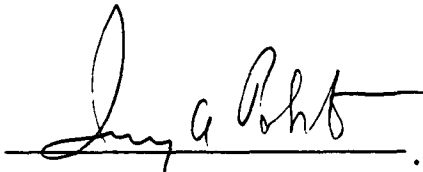
- 7-M-a. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION EXPRESSING THE APPROVAL OF THE NEWARK MUNICIPAL COUNCIL TO ENTER INTO A PURCHASE AGREEMENT WITH ESSEX COUNTY COLLEGE FOR AQUATIC PROGRAM SERVICES IN AN AMOUNT OF \$100,000., ANNUALLY FOR A THREE YEAR PERIOD COMMENCING WITH BUDGET YEAR 1985, was made by Councilman James, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

ADJOURNMENT.

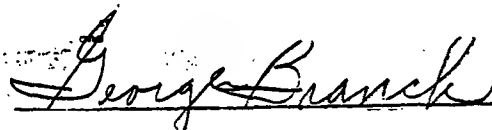
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by the following votes:
Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.

This meeting adjourned at 4:15 P.M.

APPROVED:



Irving A. Polster
Acting City Clerk



George Branch
Temporary President

Newark, New Jersey, September 30, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 11:00 A.M., Friday, September 30, 1983, in the Council Chamber, City Hall, Newark, New Jersey. 328

Acting City Clerk Polster read letter dated September 28, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Friday, September 30, 1983, at 11:00 A.M., or as soon thereafter as practical to consider the following:

1. Resolution authorizing the Mayor to enter into a contract for the administration of the Job Training Partnership Act (formerly CETA)
2. Resolution authorizing Budget Insertion to provide appropriation for the JTPA Program.

Acting City Clerk Polster stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 28, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 12:00 P.M., Acting City Clerk Polster called the meeting to order and called the roll.

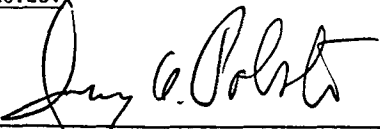
Present: Councilman Carrino, Acting City Clerk Irving A. Polster, Acting Clerk of the Municipal Council.

Acting City Clerk Polster citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

Councilman Carrino stated this meeting is adjourned until Monday, October 3, 1983, at 10:30 A.M.

This meeting adjourned at 12:02 P.M.

APPROVED:



Irving A. Polster

Acting City Clerk

Newark, New Jersey, October 3, 1983

An adjourned meeting of a special meeting of September 30, 1983 of the Municipal Council of the City of Newark, New Jersey, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey.

029

Acting City Clerk Polster called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Payne, Rice, Villani,
Acting City Clerk Irving A. Polster, Acting Clerk of the Municipal Council.

The Acting City Clerk announced due to the absence of President Grant, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman George Branch, Temporary President, was made by Councilman Carrino, seconded by Councilwoman Villani.

There were no further nominations.

The motion to elect Councilman George Branch, Temporary President, was adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani.

Acting City Clerk Polster read letter dated September 28, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Friday, September 30, 1983, at 11:00 A.M., or as soon thereafter as practical to consider the following:

1. Resolution authorizing the Mayor to enter into a contract for the administration of the Job Training Partnership Act (formerly CETA)
2. Resolution authorizing Budget Insertion to provide appropriation for the JTPA Program.

Temporary President Branch stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 28, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.(S.) RESOLUTION AUTHORIZING MAYOR TO FILE APPLICATION WITH STATE OF NEW JERSEY, DEPARTMENT OF LABOR, FOR RECEIPT OF FUNDS THROUGH THE JOB TRAINING PLAN UNDER THE JOB TRAINING PARTNERSHIP ACT (JTPA) FOR FISCAL YEAR 1984, FOR PERIOD OCTOBER 1, 1983 TO JUNE 30, 1984, IN AMOUNT OF \$3,804,933., AND TO IMPLEMENT PURSUANT TO THE ATTACHED PLAN; DOES NOT AUTHORIZE THE EXPENDITURE OF ANY FUNDS PRIOR TO ADOPTION OF LEGISLATION TO INCLUDE THESE FUNDS IN THE CITY BUDGET.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Payne, Rice, Villani, Temporary President Branch.

7-R-b.(S.) RESOLUTION REQUESTING DIRECTOR OF LOCAL GOVERNMENT SERVICES TO APPROVE INSERTION IN 1983 CITY OF NEWARK BUDGET, SPECIAL ITEM OF APPROPRIATION, UNCLASSIFIED PURPOSES, JOB TRAINING PARTNERSHIP ACT, JOB TRAINING PARTNERSHIP PLAN (1983-84), \$3,766,845.; ITEM AVAILABLE FROM NEW JERSEY STATE DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION.

(Copy of resolution and correspondence submitted to each Member of the Council)

3, 1983

October 3, 1983

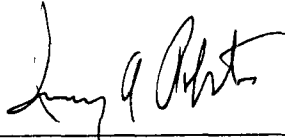
A motion to adopt the resolution was made by Councilman Rice, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen Carrino, James, Payne, Rice, Villani, Temporary President Branch

ADJOURNMENT.

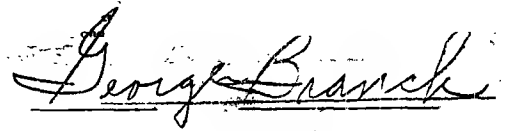
12-a. A motion to adjourn the meeting was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen Carrino, James, Payne, Rice, Villani, Temporary President Branch.

This meeting adjourned at 1:40 P.M.

APPROVED:



Irving A. Polster
Acting City Clerk



George Branch
Temporary President

Newark, New Jersey, October 5, 1983

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P.M.

331

The audience arose for the National Anthem.

The prayer was offered by Reverend Joseph J. Granato, St. Lucy's Roman Catholic Church.

The City Clerk announced due to the absence of President Grant, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman George Branch, Temporary President, was made by Councilman James, seconded by Councilwoman Villani.

There were no further nominations.

The motion to elect Councilman George Branch, Temporary President was adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.

Temporary President Branch called the meeting to order and asked for roll call.

Present: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant Floyd Bostic, Sergeant-at-Arms; Assistant Corporation Counsel William Schwarz.

Temporary President Branch stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on September 28, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL, FOR THE MONTHS OF MARCH THROUGH AUGUST, 1983.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Temporary President Branch and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

4-b. The City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR THE MONTH OF JULY, 1983.

A motion that the Report be received and placed on file was made by Temporary President Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

October 5, 1983

October 5, 1983

4-c.

The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, HELD AUGUST 11, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

4-d.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD JULY 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

4-e.

The City Clerk presented COPY OF MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD JULY 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

4-f.

The City Clerk presented REPORT OF CONTRACTS AWARDED, RECOMMENDED BY PURCHASING AGENT AND APPROVED BY BUSINESS ADMINISTRATOR, FOR THE MONTH OF AUGUST, 1983.

A motion to approve actions of Purchasing Agent and approved by Business Administrator for contracts awarded for month of August, subject to receipt of resolution covering Janitorial Services for Police Precincts and Various Agencies, Ortiz Maintenance, \$250,000. was made by Temporary President Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani,
Temporary President Branch.

No: Councilman Tucker.

A motion to consider Resolution 7-R-cd at this time was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-cd.

Resolution recognizing and commending Reverend J.C.Crawford for 31 years as Pastor of the Beulah Baptist Church and for his many positive contributions to the Greater Newark Community.

Councilman James read the following resolution:

WHEREAS, for more than three decades, the Reverend J. C. Crawford has devoted his life to the men, women and children of Newark's Beulah Baptist Church, leading his congregation with unwavering dedication and diligence; and

WHEREAS, from its early days of worship in the ruins of an old bath house with a congregation of 15 members to its present edifice and a membership in excess of 1,100, Reverend Crawford and the congregation of the Beulah Baptist Church has continually grown in strength and spiritual commitment through their constant rededication to the principles of Faith, Hope and Charity; and

WHEREAS, not solely contented with serving his flock, the Reverend has extended his ministry into the hospitals and prisons, has recorded 7 albums and for the past 9 years has broadcasted his ministry into the homes of countless persons over radio station WNJR and thereby magnifying his commitment to be a "Fisher of Men"; and

WHEREAS, prominent among the good work for which Reverend Crawford is noted is his work to strengthen the social and civic filament of our community as evidenced by his involvement to feed and shelter the needy, to provide scholarships for deserving youths and by his membership in the Essex County Black Churchmen, the Black Minister's Conference of Newark and vicinity and the Central Ward Inter-Denominational Minister's Organization; and

WHEREAS, by deed and example, Reverend J. C. Crawford has made the lives of many persons spiritually richer and has served as a model that all could respect and emulate and be witness to the success that one person can aspire to and achieve, while seeking no more than to be of service to the Beulah Baptist Church Congregation and the Newark Community;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK NEW JERSEY, THAT it does hereby recognize and commend Reverend J. C. Crawford for his many years of service to the civic and spiritual life of this city and does further extend sincere best wishes to him on the 31st Anniversary of his Pastorship of Newark's Beulah Baptist Church.

BE IT FURTHER RESOLVED that a copy of this resolution suitably inscribed be presented to Reverend J. C. Crawford in commemoration of his service to the Greater Newark Community.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Due to the hospitalization of President Grant, Councilman James, on behalf of the Members of the Council presented a suitably inscribed resolution to Reverend Crawford.

Reverend Crawford thanked the Members of the Council for this great honor.

A motion to consider Resolution 7-R-ci (A.S.), at this time was made by Councilwoman Villani, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-ci. Resolution recognizing and commending Gladys Dancy as an outstanding Businesswoman
(A.S.) of the Greater Newark Area.

Councilwoman Villani read the following resolution:

WHEREAS, Gladys Dancy has been involved, for many years, as a citizen and businessperson in the social and cultural life of the Greater Newark Metropolitan Area; and

WHEREAS, out of a sense of civic pride and concern, Gladys, known to her many friends as "Gigi", has never ceased to donate her time, talent and energy through numerous, charitable organizations to help solve the many problems which urban centers like Newark face in their struggle for economic revival; and

WHEREAS, in all the positions she has held and also as a prominent small-business owner, Gladys' professional attitude and competence have always been a credit to the business community and thus reflected well on her conscientiousness and capability; and

October 5, 1983

WHEREAS, the Municipal Council has determined that the service of Ms. Dancy is deserving of the official recognition of the Governing Body;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT it does hereby recognize the many years of civic concern displayed by Gladys "Gigi" Dancy and commends her for countless, positive contributions to the Greater Newark Metropolitan Area.

BE IT FURTHER RESOLVED that a copy of this Resolution suitably inscribed be presented to Gladys in honor of this occasion.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

BOARD OF ADJUSTMENT - APPEAL.

4 A-1. The City Clerk read IN THE MATTER OF APPLICATION OF ESTEBAN MEDINA, DOMITILIA MEDINA AND YDIA MEDINA, OWNERS, IN A 3RD RESIDENCE DISTRICT CONVERSION OF A ONE TO THREE-FAMILY DWELLING WITH INSUFFICIENT SIDE YARD AND NO ON-SITE PARKING: AT PREMISES 335 CLIFTON AVENUE.

The Board of Adjustment at its regular meeting August 9, 1983, approved the application by a vote of 7 Ayes.

An appeal in the matter was filed in the Office of the City Clerk on August 19, 1983. The transcript in connection with this matter was received September 16, 1983 and each Member of the Council was furnished with a copy of the transcript.

On September 19, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 5, 1983, at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

The City Clerk read the following letter from Mr. Raymond P. Stabile, the Appellant dated October 3, 1983, received in the City Clerk's Office on October 4, 1983:

City Clerk
City of Newark

I am to appear before the Council on October 5, 1983 in regard to the question of multiple dwelling on Clifton Avenue. However, I am now in Columbus Hospital and hopefully will be discharged on October 7, 1983. I respectfully request a postponement on this matter until your next available date.

Raymond P. Stabile

A motion to defer action on this matter was made by Councilman Carrino, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Branch called for ordinances on first reading.

6-F-a. The City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Avon Avenue and Stratford Place as one-way streets.

(Deleting Avon Avenue, Westbound, between Clinton Avenue and Stratford Place

Stratford Place, Southbound, from Avon Avenue to Clinton Avenue
Adding Avon Avenue, Westbound, between Clinton Avenue and Irvine Turner Boulevard

Stratford Place, Northbound, between Avon Avenue and Clinton Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman James seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-b. The City Clerk read An Ordinance amending Title 25, Water, Chapter 4, Water Rules and Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to repeal Section 26 in its entirety and replace same with new provisions.

(Authorizes employment of non-municipal employees to install or repair water service connections)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Director of Water Accounting and Customer Service Paradise met with the Council October 4, 1983)

A motion to adopt the ordinance on first reading was made by Councilman... Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

After 6-F-c, Councilman Carrino, requested to change his vote from the affirmative to not voting.

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Not Voting: Councilman Carrino.

Temporary President Branch: The yeses are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public

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notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-c.

The City Clerk read An Ordinance amending Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to amend Section 6, revising the method of establishing fees for water service installation and inspection.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Payne.

Councilman Martinez explained what this does is give the City the ability right now for providing one inch service from the curb to the mainline to charge \$839. If a private contractor did it, the homeowner would get a fair reduction with the same guarantee that it would still have to be inspected by the City before payment is made.

The motion to adopt the ordinance on first reading failed of adoption by the following votes:

Yes: Councilmen James, Martinez, Payne, Temporary President

Not Voting: Councilmen Carrino, Rice, Tucker, Villani.

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach and Director of Water Accounting and Customer Service Paradise to meet with the Council at their pre-meeting conference October 18, 1983 was made by Councilman Martinez, seconded by Councilman Payne.

Councilman Carrino questioned if they have inhouse capability to do something, they have the equipment and the manpower, how can a private contractor do something like that cheaper than the City.

Councilman Rice stated he thinks once again it is mandatory they take action and mandate that they work or get rid of them. He has said over and over he is leery about some contract work that City residents can do and would like to see this item deferred and have Director Zach explain this at the next pre-meeting conference.

Councilman Tucker said he believes this is part of the concept they deal with in the City. Usually when the football team is not working right, they get rid of the Coach. In the City of Newark they get rid of the team and keep the Coach. They have incompetent supervisors. So instead of firing the Supervisors they fire the men.

The motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach and Director of Water Accounting and Customer Service to meet with the Council at their pre-meeting conference October 18, 1983 was declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

6-F-d.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Program Monitor in the Community Development Administration, Mayor's Policy and Development Office, H.C.D.A.)

(Program Monitor

(35 Hours)

\$16,360.62 - \$19,887.00)

(Civil Service Reclassification - Not covered by Civil Service Association - Essex Council #1 - No additional Cost)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Temporary President Branch, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Payne, Rice, Tucker, Villani, Temporary President Branch.
Not Voting: Councilmen Carrino, Martinez.

Temporary President Branch: The yeses are six, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-e.

The City Clerk read An Ordinance granting permission to the Essex Chemical Corporation with offices at 1410 Broad Street, Clifton, New Jersey, 07015 to construct and maintain a private aerial telephone cable crossing over the Doremus Avenue right-of-way at a height of 22 feet above the existing road surface, and within an area of 379 square feet.

(Said Corporation to pay an easement fee of \$250., upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15 of each succeeding year a user charge of \$150.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-f.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance providing for annual equipment and clothing allowance for uniform and civilian members of the Police Department of the City of Newark," Ordinance 6-S & F-k, adopted November 24, 1981, as amended and supplemented.

(To increase clothing allowance)

(Increase clothing allowance from \$400. to \$450. per year for 1983 and from \$450. to \$500. per year in 1984; Fiscal Impact - Approximately \$1,000. in each year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-g.

The City Clerk read A Bond ordinance amending Ordinance Number 6-S & F-s, finally adopted on December 7, 1981, as amended by Bond Ordinance 6-S & F-i, finally adopted on June 22, 1983 and Bond Ordinance 6-S & F-a, finally adopted on January 6, 1982 by the City of Newark, in the County of Essex, New Jersey, in order to reduce the authorization for Project Number 3679 reappropriating \$60,000. of said authorization to Project Number 1379, and to reduce the authorization for Project Number 0681 reappropriating \$48,000. of said authorization to Project Number 0581.

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino.

Councilman Rice questioned what do the Project numbers represent.

City Clerk D'Ascensio replied these monies are being made available for the Annex, rear of City Hall and for final project on 828-830 Broad Street.

Councilman Rice requested that in the future the projects be identified in terms of what these projects are.

The motion to adopt the ordinance on first reading was declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-h.

The City Clerk read An Ordinance authorizing the City of Newark to purchase 3 specified properties in the City of Newark, New Jersey, for sum of \$32,000. from the Department of Housing and Urban Development provided the title to each property so conveyed is marketable in the opinion of the Corporation Counsel.
(69 Hudson Street-\$9,000.; 18 Cypress Street-\$8,000.; 75 Wakeman Avenue-\$15,000.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Branch, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Villani, Temporary President Branch.

Not Voting: Councilmen Carrino, Tucker.

Temporary President Branch: The yeses are six, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

6-F-i.

The City Clerk read An Ordinance to regulate the closing of streets in the City of Newark.

(Eliminates classes of roadways (i.e. principal, collector, etc.); makes the collection of signatures by area residents permissive rather than mandatory and exempts governmental agencies and/or public utility companies from any new restrictions)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani.

Not Voting: Councilman Payne, Temporary President Branch.

Temporary President Branch: The yeses are six, the noes are none and two not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

At a later time in the meeting, under Communications, a motion to consider Item 8-h (A.S.) on ordinances for first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Villani.
No: Councilmen Payne, Tucker.
Not Voting: Temporary President Branch.

6-F-j.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6-S & F-bf) adopted November 22, 1966. (To adjust salaries as per Arbitration Award for the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO)."

(Chief of Fire Signal System Operation	1	1/1/82	\$31,082.89 - \$31,958.69 - \$32,842.57
		1/1/83	33,880.35 - 34,834.97 - 35,798.40

Chief of Fire Signal System Maintenance and Construction	1	1/1/82	31,082.89 - 31,958.69 - 32,842.57
		1/1/83	33,880.35 - 34,834.97 - 35,798.40

(Chief of Fire Signal System Operation - Fiscal Impact-1982-\$3,154.07; 1983-\$6,593.16)

(Chief of Fire Signal System Maintenance and Construction - Fiscal Impact-1982-\$2,881.12; 1983-\$6,279.17)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Villani.
No: Councilmen Payne, Tucker.
Not Voting: Temporary President Branch.

Temporary President Branch: The yeses are five, the noes are two and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

At a later time in the meeting, under Communications, a motion to consider Item 8-i (A.S.) on ordinances for first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Villani, Temporary President Branch.
No: Councilmen Payne, Tucker.

6-F-k.
(A.S.)

The City Clerk read An ordinance to amend section 2:14-5.1(b) of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966. (To provide increased annual vacation leave for certain employees of the Fire Department represented by the Professional Fire Officers' Association, Local 1860, AFL-CIO)."

(No Fiscal Impact unless an employee is assigned to fill positions in an acting capacity or through overtime)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Payne said Ordinances 6-F-j and 6-F-k were not important for them to act on at this meeting since they were submitted late and he has not had the opportunity to review same. They continually give out City money. How can there be no fiscal impact if they are going to receive more vacation time. They continue to give and the tax base keeps shrinking. It is something they are going to have to look at and he is opposed to all "late starters".

Councilman James agreed with remarks made by Councilman Payne and Arbitration Awards are Arbitration Awards and they have no control. Somehow when they get locked into Arbitration they lose. Unless they start with a policy of consistency, it becomes wrong to deny others while granting others.

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Councilman Tucker said he thinks when the FOP and the Fire Officers go to Trenton and legislation is introduced to eliminate binding arbitration, what they are going to do is take the records of this City Council and indicate they have no problem with those binding arbitrations. What they are going to say is that they don't understand why the Council is raising the question about binding arbitration because the majority of the binding arbitrations that were submitted to the Council were voted on. It would definitely be inconsistent and they are going to use that. He has the utmost respect for the Police and Fire Department Unions.

The motion to adopt the ordinance on first reading was declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Villani, Temporary President Branch.

No: Councilmen Payne, Tucker.

Temporary President Branch: The yeases are six and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 19, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Branch called for ordinances on public hearing, second reading and final passage.

6 Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of 18th Avenue and South 19th Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection:
18th Avenue and South 19th Street

Right Turn Prohibition:

North on South 19th Street to east on 18th Avenue.

West on 18th Avenue to north on South 19th Street

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

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Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Branch, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance amending and supplementing Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising Section 27:4-5(e), General Compliance provisions.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended by revising section 27:4-5(e) to read as follows:

27:4-5 General Compliance Provisions

- (e) Not more than one building or structure erected or structurally altered shall be located on a lot as herein defined, except in Third and Fourth Residence Districts and in all Business and Industrial Districts more than one main building or structure and its accessory buildings shall be permitted on one lot when such lot measures two acres or more.

Section 2. All prior ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with law.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance providing for the vacation of Fairmount Avenue, as laid out 70 foot in width on the Map of the Commissioners to lay out streets, avenues and squares, extending from the northerly line of 14th Avenue, northerly to the southerly line of South Orange Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all portions, parts and parcels of Fairmount Avenue as laid out 70 foot in width on the Map of the Commissioners to layout streets, avenues and squares, extending from the northerly line of Fourteenth Avenue, northerly to the southerly line of South Orange Avenue, shall be vacated as a public street or right-of-way, however, reserving to the Public Service Electric and Gas Company the right of entry and easement for two portions of Fairmount Avenue to be vacated as follows: (1) a portion 55 feet in width as measured at an angle of 90° from the westerly line of said Fairmount Avenue extending from the southerly line of South Orange Avenue, southerly and parallel to the said westerly line, and as measured 65 feet along the westerly line of Fairmount Avenue; and, (2) a portion including the entire width of Fourteenth Avenue extending a distance of 20 feet from the northerly line maintaining their electric utilities now or to be laid within the limits of the above described easement reservation areas. The erection, construction, or placing of any building, vault or structure which will interfere with the laying, relaying, rebuilding, reconstruction or maintaining of existing or additional electric utilities and their necessary appurtenances is prohibited and contrary to this ordinance.

All is shown on a Map prepared under the direction of this Council which map is known and designated as Map no 1769-V, dated 22 April 1983, and is hereto attached and made a part hereof. A copy of said map is on file in the office of the Director of Engineering.

Section 2. The vacation of Fairmount Avenue as provided for in Section 1. above shall be conditioned upon and subject to the following terms:

- (a) That all properties fronting and abutting said limits of Fairmount Avenue to be vacated shall be acquired by the New Communities Corporation which corporation has requested this street vacation; and,
- (b) That the acquisition of the aforementioned properties shall be completed within one (1) year of the adoption of this Ordinance; and,
- (c) That New Community Corporation shall purchase the entire width and total length of said Fairmount Avenue to be vacated from the City of Newark, New Jersey, the owner of record in fee simple for said Fairmount Avenue as described above.
- (d) That the said purchase of Fairmount Avenue shall be completed within a period of one (1) year from the date of adoption of this Ordinance, and in compliance with law.

Section 3. The New Community Corporation shall provide written notice by certified registered mail to the Office of the City Clerk of proof of purchase of those properties required by Section 2. above.

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Section 4. This Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the Revised Statutes of New Jersey, 1937.

Section 5. This Ordinance shall take effect upon adoption and publication in accordance with law.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Director, Office of Children and to delete the title of Project Coordinator)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range for Director, Office of Children, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Office of Children 174900 (35 Hrs.)	1/1/82	\$ 20,881.17	\$ 25,380.97

SECTION 2. That Section 1. of the aforementioned ordinance be further amended to delete the following title, title code and salary range, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>		
Project Coordinator 153957 (35 Hrs.)	1/1/82	\$ 20,881.17	\$ 25,380.97

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth are hereby repealed.

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SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to grant five (5) years of tax abatement for the commercial improvement in the form of a project enlarging and renovating an existing structure on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey, 99-137 Stockton Street, Block 5032, Lot 20.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Pursuant to the laws of New Jersey and the Revised Ordinances of the CITY OF NEWARK (R.O. 10:11-1 et seq.), formerly Ordinances 6S&FB 051778 and 6S&PH 090678, the Municipal Council of the CITY OF NEWARK has approved as in the best interest of the CITY OF NEWARK, (being conducive both to an increase in ratable and employment of this City) and Application and Agreement with L. M. McCoy Enterprises, Inc., for five (5) years of tax abatement for a commercial improvement in the form of a project enlarging and renovating an existing structure on premises commonly known on the Official Tax Map (YEAR 1982) of the CITY OF NEWARK, New Jersey, 99-137 Stockton Street, (Block 5032, Lot 20), and

2. In consideration of said tax abatement on said project, L. M. McCoy Enterprises, Inc., will pay to the CITY OF NEWARK an annual service charge, thereon of approximately (\$1,700.00) representing 2% of the total cost of construction, estimated at approximately \$85,000.00, but in no event shall such annual service charge together with the taxes on the land, in any year after first occupancy of the project be less than the total taxes (\$14,714.48), assessed on all real property in the area covered by the project in the calendar year immediately preceding the year in which the application for this tax abatement is made, and

3. The annual service charge is to be paid quarterly, together with, and on the same due date as the taxes on the land, for said premises, and

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4. Nothing herein shall impliedly or otherwise relieve L. M. McCoy Enterprises, Inc., from or relax their obligation to comply with and conform to, all applicable statutes, municipal Ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof, and

5. This Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the CITY OF NEWARK is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two (2) instruments may be there examined during regular business hours, and

6. An executed agreement, authorized by the Ordinance, shall be filed with the City Clerk by the Department of Law.

7. All advertising costs for publishing this Ordinance shall be paid by L. M. McCoy Enterprises, Inc., before the Agreement, executed by the City, shall be delivered to them, and

8. Within thirty (30) days after the execution of the aforementioned tax abatement Agreement, there shall be forwarded by the City Clerk a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance, and

9. The Tax Abatement hereby granted shall be in effect for a period of not more than five (5) years starting with the date of completion of this project.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to grant five (5) years of tax abatement for a commercial improvement in the form of new construction on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey, 364-370 Fifth Street, Block 1934, Lot 4.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

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1. Pursuant to the laws of New Jersey and the Revised Ordinances of the CITY OF NEWARK (R.O. 10:11-1 et seq.), formerly ORDINANCES 6S&FB 051778 and 6S&FH 090678, the Municipal Council of the CITY OF NEWARK has approved as in the best interest of the CITY OF NEWARK, (being conducive both to an increase in ratable and employment for this City) an Application and Agreement with HOOTON CHOCOLATE COMPANY, for five (5) years of tax abatement for a commercial improvement in the form of new construction on premises commonly known on the Official Tax Map (Year 1982) of the CITY OF NEWARK, NEW JERSEY, 364-370 Fifth Street, (Block 1934, Lot 4), and presently assessed at \$9,500.00.

2. In consideration of said tax abatement on the improvement, the HOOTON CHOCOLATE COMPANY, will pay to the CITY OF NEWARK an annual service charge, thereon of approximately (\$5,470.00) representing 2% of the total cost of construction, estimated at approximately \$273,500.00, and but in no event shall such annual service charge together with the taxes on the land, in any year after first occupancy of the project be less than the total taxes (\$961.40), assessed on all real property in the area covered by the project in the calendar year immediately proceeding the year in which the Application for this abatement is made.

3. The annual service charge is to be paid quarterly, together with, and on same due dates as the taxes on land, for said premises.

4. Nothing herein shall, impliedly or otherwise relieve HOOTON CHOCOLATE COMPANY, from or relax their obligation to comply with and conform to, all applicable statutes, Municipal Ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. This Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the CITY OF NEWARK is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two (2) instruments may be there examined during regular business hours.

6. An executed agreement, authorized by this Ordinance, shall be filed with the City Clerk by the Department of Law.

7. All advertising costs for publishing this Ordinance shall be paid by HOOTON CHOCOLATE COMPANY, before the Agreement executed by the City, shall be delivered to them.

8. Within thirty (30) days after the execution of the aforementioned tax abatement Agreement, there shall be forwarded by the City Clerk a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

9. The Tax Abatement hereby granted shall be in effect for a period of not more than five (5) years starting with the date of completion of the project.

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Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to grant five (5) years of tax abatement for the commercial improvement in the form of a project enlarging and renovating an existing structure on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey as 588-602 Market Street, 41-53 Ferguson Street and 44-56 Chambers Street, Block 1996, Lot 1)

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.). 10:11-1, et seq.), formerly Ordinances 6S&FB 051778 and 6S&FH 090678, the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark, (being conducive both to an increase in ratable and employment of this City) and Application and Agreement with Crystal Ice Cream Products, Inc., for five (5) years of tax abatement for a commercial improvement in the form of a project enlarging and renovating an existing structure on premises commonly known on the Official Tax Map (Year 1982) of the City of Newark, New Jersey, as 588-602 Market Street, 41-53 Ferguson Street and 44-56 Chambers Street, (Block 1996, Lot 1).

2. In consideration of said tax abatement on said project, Crystal Ice Cream Products, Inc., will pay to the City of Newark an annual service charge, thereon, of approximately \$3,394.00 representing 2% of the total cost of construction, estimated at approximately \$169,700.00, but in no event shall such annual service charge together with the taxes on the land, in any year after first occupancy of the project be less than the total taxes \$4,554.00, assessed on all real property in the area covered by the project in the calendar year immediately preceding the year in which the application for this tax abatement is made.

3. The annual service charge is to be paid quarterly, together with, and on the same due date as the taxes on the land, for said premises.

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4. Nothing herein shall impliedly or otherwise relieve Crystal Ice Cream Products, Inc. from or relax its obligation to comply with and conform to, all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. This Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two (2) instruments may be there examined during regular business hours.

6. An executed agreement, authorized by the Ordinance, shall be filed with the City Clerk by the Department of Law.

7. All advertising costs for publishing this Ordinance shall be paid by Crystal Ice Cream Products, Inc. before the Agreement, executed by the City, shall be delivered to them.

8. Within thirty (30) days after the execution of the aforementioned tax abatement Agreement, there shall be forwarded by the City Clerk a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry, with a copy of this Ordinance.

9. The Tax Abatement hereby granted shall be in effect for a period of not more than five (5) years starting with the date of completion of this project.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to grant five years of tax abatement for a commercial improvement erected on premises known as 464-468 1/2 Mulberry Street, Block 1185, Lots 1, 2, 3 and 4, on the Official Tax Map (Year 1983) of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That pursuant to the laws of New Jersey and the Revised Ordinances of the City of Newark (R.O. 10:11-1, et seq.), the Municipal Council of the City of Newark has approved as in the best interest of the City of Newark, (being conducive both to an increase in ratables and employment for this City) an Application and Agreement with Clarence A. and Alice M. Hoaglund for five years of tax abatement for commercial building in the form of new construction erected on land, owned by them, commonly known on the Official Tax Map for the year 1983 as 464-468½ Mulberry Street, (Block 1185, Lots 1,2,3, & 4) which premises are assessed for the year 1983 at \$16,000 being \$6,400 land and \$9,600 for improvements.

2. That in consideration of said tax abatement on the new construction, Clarence A. and Alice M. Hoaglund will pay to the City of Newark an annual service charge of approximately \$3,590.00 representing 2% of the cost of construction, estimated at \$179,500.00 commencing with the year 1981 and ending with the year 1986.

3. That the annual service charge is to be paid quarterly, together with, and on the same due dates as the taxes on the land, for said premises 464-468½ Mulberry Street.

4. That nothing herein shall, impliedly or otherwise relieve Clarence A. and Alice M. Hoaglund from or relax their obligation to comply with and conform to, all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. That this Ordinance shall take effect upon publication and passage according to law, whereupon the Mayor on behalf of the City of Newark is empowered to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement, a copy of which is on file in the Office of the City Clerk with the accompanying Application, and these two instruments may be there examined during regular business hours.

6. That an executed Agreement authorized by this Ordinance shall be filed with the City Clerk by the Department of Law.

7. That all advertising costs for publishing this Ordinance shall be paid by Clarence A. and Alice M. Hoaglund before the Agreement, executed by the City, shall be delivered to them.

8. That within 30 days after the execution of the aforementioned tax abatement Agreement, there shall be forward by the Department of Law a copy of such Agreement to the Director of the Division of Local Government Services and to the Commissioner of the Department of Labor and Industry.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended. (To create the title and salary range for Accountant in the Municipal Courts)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. (c) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Accountant in the Municipal Courts, as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Accountant 151340 (35 Hrs.)	1/1/83	\$ 13,416.54	\$ 15,703.91

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, and amendments thereto. (To create the title and salary range for Assistant Supervising Office Appliance Operator and Senior Mail Clerk, in the Department of Administration.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following titles, title codes, annual minimum salaries and annual maximum salaries as follows, to wit:

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(d) Central Purchase

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Supervising Office Appliance Operator 142924 (35 Hrs.)	\$ 13,823.53	\$ 16,489.54
Senior Mail Clerk 142925 (35 Hrs.)	\$ 13,823.53	\$ 16,489.54

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Senior Family and Neighborhood Counselor, in the Municipal Courts and to delete Senior Counselor, F.N.S.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) Municipal Courts

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<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Family & Neighborhood Counselor 152904 (35 Hrs.)	\$ 14,840.59	\$ 18,033.84

SECTION 2. That Section 1 (c) of the aforementioned ordinance be further amended to delete the title and salary range for Senior Counselor, F.N.S., as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Counselor	1/1/83	\$ 14,840.59	\$ 18,033.84
F.N.S.	1/1/84	\$ 15,582.61	\$ 18,935.53
152919 (35 Hrs.)			

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

A Bond ordinance cancelling certain authorizations and appropriating \$161,207.37 cash balances not needed for their original purposes into the Water Utility Capital Surplus Fund, in and by the City of Newark, in the County of Essex, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. It is hereby determined that cash balances in the aggregate principal amount of \$161,207.37 on hand and originally made available for the projects indicated below by project number, ordinance number and date of adoption, description of improvement, original appropriation and amounts reappropriated are not necessary for the purposes for which they originally were authorized by reason

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of the fact that such purposes have been changed or have been completed for less than the originally estimated cost thereof. \$161,207.37 of these cash balances are hereby cancelled and the surplus amounts are hereby transferred into the Water Utility Capital Surplus Fund.

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Project Number	Ordinance Number and Date of Adoption	Description of Improvement	Appro- priation	Reappro- priation Monies
5971	6s & FV-10/4/72 6s & Fr-4/6/77	Filtration Facility at Pequannock	\$1,600,000	\$ 477.19
3079	6s & Fi-12/19/79	Replacement of Water Main City-wide	\$ 300,000	\$ 92,162.16
3179	6s & Fi-12/19/79	Reconstruction of Water Main City-wide	\$ 590,000	\$ 68,568.02
		TOTAL		\$161,207.37

Section 2. The purpose for the financing of which the \$161,207.37 has been reappropriated is to provide additional revenues for the Water Utility Capital Surplus Fund as needed.

Section 3. With respect to the authorization affected hereby the Supplemental Debt Statement or Statements required by the Local Bond Law have been duly prepared and filed in the Office of the Clerk, and complete executed duplicates thereof have been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is not affected by this amendment.

Section 4. The Water Utility capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file in the Office of the Municipal Clerk and available there for public inspection.

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Section 5. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance providing for the amendment of a lease between the City of Newark, owner, and the Passaic Valley Sewerage Commissioners, tenant, concerning the South Side Interceptor Sewer.

WHEREAS, the Municipal Council of the City of Newark adopted Ordinance 6S & FM on second reading and final passage on May 4, 1983 authorizing the execution of a lease agreement for the South Side Interceptor between the City and the Passaic Valley Sewerage Commissioners; and

WHEREAS, the Passaic Valley Sewerage Commissioners have advised the city that the date for payment of the rent provided by said lease, specifically November 1, of each year, cannot be met due to unavailability of flow data and financial records prior to January of the year succeeding; and

WHEREAS, the actual availability of said flow data and financial records enables the Passaic Valley Sewerage Commissioners to guarantee payment of rent no later than the first day of February of the year succeeding.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to execute an amended lease agreement on behalf of the City of Newark to let the South Side Interceptor to the Passaic Valley Sewerage Commissioners under the terms as provided by the lease authorized under Ordinance 6S & FM, dated May 4, 1983, provided, however, that Section three of the said lease shall be amended to read in its entirety as follows:

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3. RENT

PASSAIC VALLEY shall pay to the CITY as rent for the demised premises an annual rent which shall be based on the following formula:

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10 billion gallons of effluent multiplied by the actual dollar rate charged per unit volume for operating and maintenance expense incurred in the year, with the product of such multiplication to then be multiplied by twenty-five per cent (25%) to yield the amount of rent due and payable to the City.

For purposes of computing rents, the 10 billion gallons of yearly effluent shall be fixed throughout the term of this lease.

The rent to be paid by PASSAIC VALLEY for each year shall be due and payable to the CITY on or before

February first of the year following the year for which rent is charged.

No breach of any covenant, term or condition shall excuse PASSAIC VALLEY from the prompt payment of the rent herein reserved.

Section 2. All other sections, clauses, terms, and mutual covenants contained in the lease authorized by Ordinance 6S & FM, dated May 4, 1983, remain unchanged and in full force and effect.

Section 3. A copy of the revised lease agreement is attached hereto, and made a part hereof.

Section 4. Copies of the revised lease agreement and this ordinance shall be filed in the offices of the City Clerk and the Corporation Counsel by the Business Administrator.

Section 5. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Villani,
Temporary President Branch.

No: Councilmen Rice, Tucker.

Temporary President Branch: The yeses are six and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 5, 1983

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Senior Buyer in the Department of Administration)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor", adopted May 4, 1977, as amended and supplemented, be amended to adjust the salary as follows, to wit:

(d) CENTRAL PURCHASE

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
SENIOR BUYER 101369 (35 Hrs.)	\$15,703.91	\$19,087.48

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Temporary President Branch: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you on public hearing, second reading and final passage:

An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office, as follows, to wit:

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(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Executive Director,	10/1/80	\$ 32,646.80	\$ 39,682.98
M.P.D.O.	1/1/81	34,279.15	41,667.13
477902	1/1/82	35,993.11	43,750.49
	1/1/83	37,792.76	45,938.01

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Temporary President Branch called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Branch, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Rice, Tucker, Villani, Temporary President Branch.

Not Voting: Councilmen Carrino, James, Martinez, Payne.

Shortly thereafter, Councilman James requested to change his vote from abstention to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Temporary President Branch, seconded by Councilwoman Villani and was declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Rice, Tucker, Villani, Temporary President Branch.

Not Voting: Councilmen Carrino, Martinez, Payne.

Temporary President Branch: The yeses are five, the noes are none and three not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Branch called for ordinances on second reading and final passage.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage.

Ordinance amending Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board, Sections 4, 6, 7, 8, 11, 16 and 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

(Business Administrator Hill, Acting Corporation Counsel Pidgeon and Rent Control Administrator Smith met with the Council August 16, 1983)

(Rent Control Administrator, Director of Water Accounting and Customer Service Paradise, Mr. Kenneth Louis, Vice-President, Governmental Affairs, Chamber of Commerce met with the Council September 20, 1983)

(Business Administrator Hill, Rent Control Administrator Smith, Mr. Kenneth Louis, Vice-President, Governmental Affairs, Chamber of Commerce and Landlord and Tenant representatives met with the Council September 27, 1983)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Hill, Corporation Counsel Teare, Chief of Staff Smith, Rent Control Administrator Smith, Mr. Kenneth Louis, Vice-President, Governmental Affairs, Chamber of Commerce and Landlord and Tenant Representatives to meet with the Council at their special conference of October 11, 1983 was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Debt Statement)
(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Debt Statement was made by Councilman Carrino, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

HEARINGS OF CITIZENS.

6-HC-a.

MRS. ELLA JAMES, 108 PENNINGTON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to dumping of garbage on Hermon-Pennington, Hermon-Johnson Streets. The residents in the area have tried to keep these City-owned lots clean but to no avail. The speaker urged the Council to try to have something done so the dumping of garbage could be prevented. The speaker also referred to

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property located at 79-81 Pennington Street which is abandoned and being vandalized. She has not been successful in finding out who the owner of said property is and questioned whether it would be possible to have this building boarded up.

Temporary President Branch replied the Council concurs with the speaker that they need to do all they can in helping the residents and getting the lots cleaned up. A couple of months ago they sponsored a resolution to get lots cleaned up. He suggested that perhaps at a future special conference they can invite the principals and discuss what can be done with respect to getting these lots cleaned up. He thought perhaps they could call Public Service or the Bell Telephone with respect to poles. 259

Councilman Martinez stated there is a semi-commitment to have a fire house built on this lot which means the demolition of the old fire house on Vesey and McWhorter Streets. There have been initial studies by the Engineering Department, Fire Department and have proven successful that this is a lot that would make a good area for a fire house. That is the plan by Administration. As far as dumping of garbage, it is a privately owned lot. Yesterday he spoke to Mr. Martin of Sanitation who indicated he would send a crew down to have this lot cleaned up. He indicated he is going to request the Department of Engineering to at least attempt to put up some barrier so that this doesn't continue. As far as 79-81 Pennington Street, it was abandoned and the Salvation Army which is next door, indicated they wanted to purchase this building and also an Air Freight Company is looking to purchase this building. He believes they should do everything they can to assist this community because the residents have proven themselves in working very hard in this area to keep it clean.

Councilman Martinez suggested Mrs. James speak with Mr. Samson of the Engineering Department, who is present in the audience.

Councilman Tucker said he thinks the City needs to enforce the law. There is no mistake on who the owners are. They have appropriated money to tear down that building and that money has been expended. They have talked to Director of Engineering Zach who indicated the contractor who demolished the building had a big argument and there is a big question of going to court. The foundation of that building still exists. In effect the City participated and created the mess. His concern is how come the law is not being enforced. He reiterated they know who the owners are and know where they live and how come the City has not cited them. He felt they should have a motion directing the Law Department to find out how come they have never been cited. He knows when they were dealing with the matter of the Board of Adjustment they took pictures of the mess and it was their responsibility to clean up.

Councilman Tucker reiterated the City has the responsibility to make sure the laws are enforced. He thinks if the City goes in and cleans up a private lot there should be put a lien against said property. If those individuals were not politicians, who owned this property, there is no way that this would be allowed to continue.

Councilman Tucker requested through the Chair, the City Clerk communicate with Corporation Counsel Teare questioning why no legal action had been taken by the City to keep said property properly maintained by the owner; further requesting that he research this matter including any information that may be available from the Departments of Engineering and Health and Welfare and inform the Council as soon as possible.

A motion to permit Reverend Edward Prindle to be heard on "Hearings of Citizens" was made by Temporary President Branch, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

6-HC-b. REVEREND EDWARD PRINDLE, 427 JELLIFF AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council indicating that he has tried to purchase City-owned property located at 118-120 Market Street for two years to be used for community services. He indicated he bidded on this building last Monday and was not informed that he had to be present at the bidding. He noted he was the only bidder and now has to wait until Office of Real Property advertises for the solicitation of bids and requested Council's assistance in securing this building since he was the only bidder.

Councilman Payne questioned whether it was mandatory that the bidder be present at the auction.

Councilman Carrino said it was his understanding that the highest bidder at the auction had to leave a 25% deposit once he is determined he is the highest bidder.

Councilman Payne questioned Assistant Corporation Counsel William Schwartz whether an individual would have forfeit his right by not personally being at the auction.

Assistant Corporation Counsel Schwartz replied he has not looked at the specification.

Councilman Payne, through the Chair, requested the City Clerk to communicate with Corporation Counsel Teare, requesting that Assistant Corporation Counsel Schwartz, who was present at the meeting, check into the statement made by Reverend Prindle.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- / 7-R-a. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 30 Walnut Street, Block 880, Lot 1, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution awaiting a lease to be drawn up by the Law Department was made by Councilman Martinez, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch
Not Voting: Councilmen Carrino, James.

- 7-R-b. Resolution adopting Newark Affirmative Action Program, as amended. (Employment of minorities and the utilization of minority business enterprises in construction contracts and tax abatement agreements with the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

- 7-R-c. Resolution urging the Governor and Legislature of New Jersey to allocate a portion of State Lottery proceeds to meet housing needs in Urban Areas.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

- / 7-R-d. Resolution authorizing solicitation of sealed bids for the leasing of non-residential properties, stores - 665-71 Broad Street (1)-288 square feet; (2)-1,327 square feet and (3)3,608 square feet; on October 24, 1983, 12:00 Noon, 32 Green Street, 4th Floor; pursuant to N.J.S.A. 40A:12-14(a), per attached Schedule C.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-e.

Resolution authorizing Purchasing Agent to advertise and receive bids for Repairing Aluminum Traffic Signal Poles, Department of Engineering, Division of Traffic and Signals; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-f.

Resolution authorizing Purchasing Agent to advertise and receive bids for Childhood Lead Poisoning Prevention Services, Department of Health and Welfare, Division of Health; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-g.

Resolution authorizing Purchasing Agent to advertise and receive bids for Steam Cleaning Vehicles, Department of General Services, Division of Motors; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

7-R-h.

Resolution authorizing Purchasing Agent to sell tangible personal property, in possession of Newark Police Department, on Saturday, October 15, 1983; all funds received from auction sale shall be deposited in General Fund Account of City of Newark by Purchasing Agent; pursuant to N.J.S.A. 40A:11-36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

7-R-i.

Resolution authorizing Purchasing Agent to sell recovered and unclaimed motor vehicles in possession of Newark Police Department, 180 Junk Vehicles; pursuant to N.J.S.A. 40A:14-157.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

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- 7-R-j. Resolution authorizing Purchasing Agent to advertise and receive bids for Youth Development Project for Hispanic Youngsters, Office of the Mayor and Agencies, Mayor's Policy and Development Office; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-k. Resolution ratifying acceptance of grant award for period July 1, 1983 to October 5, 1983; further authorizing Director of Health and Welfare to accept grant award from State of New Jersey Department of Health, through Public Health Priority Funding, for period October 6, 1983 to June 30, 1984, in sum of \$255,482 for implementation of Health Education Program; Promote and Provide Immunization; Provide Health Supervision for Infants and Pre-School Children; control of Communicable Diseases; Health Services for School Age Children; Control of Tuberculosis Services; Control of Venereal Disease; Control of Lead Poisoning in Children and Chronic Illness Services; does not require expenditure of any municipal funds by City of Newark nor in-kind match.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-l. Resolution ratifying Memorandum of Agreement for period October 1, 1983 to October 5, 1983; further authorizing Director of Health and Welfare to enter into and execute Memorandum of Agreement with United States Department of Health and Human Services and New Jersey State Department of Health for period October 6, 1983 to September 30, 1984; City of Newark operates a Non-Medical Detoxification Program for treatment of alcoholics - to receive Medicare reimbursements for patient services; no municipal funds to be expended by City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-m. Resolution authorizing Director of Health and Welfare to apply for funds in sum of \$10,938.90, from New Jersey State Department of Community Affairs, for provision of staff members to assist in outreach activities for the Newark Office on Aging Program for period January 4, 1984 to December 31, 1984.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-n. Resolution ratifying Memorandum of Agreement for period October 1, 1983 to October 5, 1983; further authorizing Director of Health and Welfare to enter into and execute Memorandum of Agreement with New Jersey State Department of Health, Division of Medical Assistance and Health Services for period October 6, 1983 to September 30, 1984; City of Newark operates a Non-Medical Detoxification Program for treatment of alcoholics - To receive Medicaid reimbursements for patient services - no municipal funds to be expended by City of Newark.

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(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-o. Resolution authorizing Director of Health and Welfare to apply for funds in sum of \$23,320.35, from New Jersey State Department of Community Affairs, for providing drivers for the Newark Office on Aging for period January 4, 1984 to December 31, 1984.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-p. Resolution ratifying action taken by Director of Engineering to secure services of Bailey Contracting; V & L Contracting & Equipment Co., Inc.; and Giordano Company, Inc.; pursuant to N.J.S.A. 40A:11-6; all lowest responsible proposals; further authorizing Director of Engineering to render payment to Bailey Contracting, 22 Pleasant Avenue, Montclair, demolition of 7 structures, for sum of \$14,584.; V & L Contracting & Equipment Co. Inc., 1097 Broadway, Bayonne, demolition of 15, 17 Tichenor Street, for sum of \$3,500.; Giordano Company Inc., 170-180 Frelinghuysen Avenue, Newark, demolition of 5 structures, for sum of \$13,650.; funds provided by 1983 Adopted Budget/Contract Demolition Fund and H.C.D.A. VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-q. Resolution ratifying action taken by Director of Engineering to secure services of A. Ambrosio & Sons Demolition & Excavating Inc.; A.G. Mazzocchi Inc.; Peter Juzefyk Excavating Co. Inc.; and Control Demolition Inc.; pursuant to N.J.S.A. 40A:11-6; all lowest responsible proposals; further authorizing Director of Engineering to render payment to A. Ambrosio & Sons Demolition & Excavating Inc., 3199 Kennedy Boulevard, Jersey City, demolition of 4 structures, in sum of \$14,480.; A.G. Mazzocchi Inc., 10 Orchard Street, Madison, demolition of 7 structures, for sum of \$45,235.; Peter Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, demolition of 4 structures, for sum of \$18,400.; Control Demolition Inc., 103-105 East 25th Street, Bayonne, for demolition of 138,140 Wickliffe Street, for sum of \$4,358.; funds provided by 1983 Adopted Budget/Contract Demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Absent During Roll Call: Councilman Payne.

- 7-R-r. Resolution authorizing Director of Finance to issue and deliver check in sum of \$398.35, payable to V. Nole Glass and Lock Co. and Raff, Scheider, Weiner, Esq., 11 Commerce Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; said company performed certain work on City-owned property. (Instituted suit in Essex County District Court to recover said monies in amount of \$600., court cost and interest; Judgement was entered against City of Newark)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.
Absent During Roll Call: Councilman Payne.

- 7-R-s. Resolution authorizing City Treasurer to issue check in sum of \$999.10 to Polo Chez, Inc. c/o John Polo, 474 Broad Street, Newark, for denial of plenary retail consumption license by Newark Board of Alcoholic Beverage Control.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

- 7-R-t. Resolution authorizing Director of Finance to issue check in sum of \$163. payable to Robert D'Acunto and Benjamin A. Stanziale, Esquire, 91 Main Street, West Orange, upon receipt of all documents deemed necessary by Corporation Counsel, for damages to his vehicle which was struck by a City-owned vehicle being driven by Wade Miller on or about June 4, 1980 on Kerrigan Boulevard at or near the intersection of Varsity Road. (Instituted suit in Essex County District Court)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by Temporary President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

- 7-R-u. Resolution authorizing Director of Finance to issue check in sum of \$3,750. payable to Nancy Torres and her attorney W. Joseph Weiner, upon receipt of all documents deemed necessary by Corporation Counsel; further City of Newark to accept \$913.25 in full satisfaction of its property damage claim; for personal injuries allegedly sustained as a result of negligence of City of Newark to Ms. Torres as result of motor vehicle accident involving Newark Police Department vehicle. (Instituted suit in Essex County Superior Court; City of Newark filed property damage counterclaim in amount of \$1,826.50; Co-defendant Julio Torres and his attorney Frank J. Urban have offered to amicably settle the counterclaim in amount of \$913.25)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-v. Resolution authorizing Director of Finance to issue check in sum of \$13,653. payable to Richard Wingfield and Johnson & Johnson, Esquires, 33 East Blackwell Street, P.O. Box 529, Dover, upon receipt of all documents deemed necessary by Corporation Counsel; as result of a breach of contracts beginning June 24, 1982, for certain goods ordered and delivered to Division of Motors. (Richard Wingfield, trading as Morris Environmental Chemical Enterprises and trading as Lori Company instituted suit in Superior Court, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilman James, Martinez, Payne, Rice, Tucker, Villani,

Temporary President Branch.

Not Voting: Councilman Carrino.

7-R-w. Resolution authorizing Director of Finance to issue check in sum of \$1,500. payable to Fred Conte and Richard C. Sherman, Esquire, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries allegedly sustained as result of negligence of employees of City of Newark, Mr. Conte fell in a pothole located near his place of business. (Instituted suit in Essex County Superior Court)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,

Temporary President Branch.

7-R-x. Resolution amending Resolution 7-R-ba, May 4, 1983, settlement of claims by Newark Superior Officers' Association for compensatory time due to five individuals, by changing Estate of James R. Murray to James R. Murray and authorizing Director of Finance to issue check in sum of \$263.75 payable to James R. Murray and Lawrence A. Whipple, upon receipt of appropriate general releases executed by Mr. Murray and Newark Superior Officers' Association and any other documents deemed necessary by Corporation Counsel.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,

Temporary President Branch.

7-R-y. Resolution authorizing Business Administrator to amend existing contracts with appropriate health benefits carriers to effect changes in provisions for coverage of eligible retirees and the dependents of these retirees, represented by Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO; said benefits for year 1983 shall not exceed \$2,600., cost of providing these services during remaining months of contract as extended into 1984 and beyond shall be contingent upon appropriation of budget funds for those years. (Provides "14/20" level to include Rider "J" and medical-emergency rider benefits, effective October 1, 1983; to be provided to eligible retirees, dual-choice dental program) (Contracts, as amended, awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,

Temporary President Branch.

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7-R-z. Resolution authorizing Business Administrator to amend City's current contracts with Blue Shield of New Jersey and Group Dental Health Administrators, Inc. to provide dual choice dental services to active City employees and to eligible dependents of these employees represented by Police Employees' Association; open-plan benefits are to be provided to opting employee at Blue Shield of New Jersey's "Schedule D" plan level, effective January 1, 1984 Business Administrator is hereby authorized to further amend City's current contract with Blue Shield of New Jersey to provide medical-surgical benefits at that company's P.A.C.E. level with optional Rider J benefits; additional cost of providing extended health benefits under aforesaid amended contract during 1983 shall not exceed \$410.; contracts as amended, shall be contingent upon appropriation of budget funds for subsequent years. (Contracts, as amended awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(m)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-ba. Resolution authorizing Business Administrator to amend existing contracts with Hospital Service Plan of New Jersey, Blue Shield of New Jersey, Prudential Insurance Company of America, Crossroads Health Plan and Rutgers Community Health plan to comply with conditions imposed upon City and its current carriers of health benefits insurance by Tax and Fiscal Responsibility Act of 1982 (TEFRA), to afford active City employees and their qualified dependent spouses ages 65 through 69, the opportunity to select either the City's regular group health benefits plan or the Medicare program as their primary health coverage; no additional funds are necessary for 1983 as costs of providing the City's regular group health benefits plan is currently substantially the same as providing the City's present Medicare program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bb. Resolution requesting Director of Local Government Services to make corrections in 1983 City of Newark Budget, from Unclassified Operations, Municipal Salary Increase to Department of Engineering, Division of Sewers, Salaries and Wages, Other Salaries and Wages, \$19,921.; Division of Traffic and Signals, Salaries and Wages, Other Salaries and Wages-\$14,471.; Department of General Services, Division of Public Buildings, Salaries and Wages, Other Salaries and Wages-\$54,477.; to provide funds for salary increases due to Labor Contract with Building Trades Bargaining Committee.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bc. Resolution requesting Director of Local Government Services to make corrections in 1983 City of Newark Budget, from Unclassified Operations, Municipal Salary Increase and Various Titles to Fire Department, Salaries and Wages, Various titles, totalling \$880,906.; to provide funds for Salary Increases due to Labor Contract with the Professional Fire Officers Association, Local 1860, Ordinance 6-S & F-r, September 7, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bd. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Youth Consultation Service, Family Support Systems and Community Alternatives to Institutionalization Project, J-J:3-30-82, \$65,000.; item available from New Jersey State Law Enforcement Planning Agency.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-be. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 531-535 South 16th Street, Block 334, Lots 12-14, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a) and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani, Temporary President Branch.

Not Voting: Councilman Tucker.

7-R-bf. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 218-228 Chancellor Avenue, Block 3706, Lot 17, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani, Temporary President Branch.

Not Voting: Councilman Tucker.

7-R-bg. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 79 Elm Road, Block 993, Lot 19, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13 (a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani, Temporary President Branch.

Not Voting: Councilman Tucker.

7-R-bh. Resolution voiding leasing of City-owned properties, per attached Schedule A, authorized by Resolution 7-R-a-S-2, August 16, 1983, no bids were received. (385 South Orange Avenue; 387 South Orange Avenue; 389 South Orange Avenue and 391 South Orange Avenue)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani,
Temporary President Branch.
Not Voting: Councilman Tucker.

7-R-bi. Resolution voiding leasing of City-owned property, per attached Schedule A, authorized by Resolution 7-R-dc, August 10, 1983, no bids were received. (190 Doremus Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani,
Temporary President Branch.
Not Voting: Councilman Tucker.

7-R-bj. Resolution voiding leasing of City-owned properties, per attached Schedule A, authorized by Resolution 7-R-dd, August 10, 1983, no bids were received. (34-36 Norfolk Street and 136 Watson Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani,
Temporary President Branch.
Not Voting: Councilman Tucker.

7-R-bk. Resolution voiding leasing of City-owned properties, per attached Schedule A, and B, authorized by Resolution 7-R-ct, August 10,, 1983, no bids were received. (459-61 15th Avenue, 650-52 South 13th Street, 279 16th Avenue, 441-43 Springfield Avenue, 197 Bloomfield Avenue, 89-91 North 13th Street a/k/a 364-66 6th Avenue.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani,
Temporary President Branch.
Not Voting: Councilman Tucker.

7-R-bl. Resolution authorizing Corporation Counsel and Acting Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record"; Lottie Kahn, 63-65 Pierce Street, Algremen and Maggie Hargrove and Albert Alexy, 43 Homestead Park Road; total arrearage sum due the City of Newark on any one parcel shall be made in substantially equal monthly installments over a period not exceeding three years in all; there shall be suspended any action to foreclose said property so long as payments are made promptly on all monthly installments on arrears as well as quarterly payments on current and subsequent year's taxes.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Temporary President Branch seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-bm. Resolution designating ten (10) banks as depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, Howard Savings Bank-Newark, Fidelity Union Bank-Newark, First Jersey National Bank-Jersey City, First National State Bank of New Jersey-Newark, Midlantic National Bank-Newark, New Jersey Cash Management-Trenton, Village Bank of New Jersey-South Orange and Hudson City Savings Bank-Paramus) and authorizing investment of idle monies effective until December 31, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

Councilman Rice stated that his second to the motion was conditioned on the fact that the City Clerk communicate with the banks involved that he is not satisfied with their participation in the City of Newark.

7-R-bn. Resolution prohibiting parking at all times on Mt. Prospect Avenue, east side, beginning at the southerly driveway entrance of 505 Mt. Prospect Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8, of Title 39 of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Temporary President Branch and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-bo. Resolution authorizing City Treasurer to refund forty dollars (\$40.) to Ms. Mary Ann Martucci for a game skill license not issued. (429 Sanford Avenue, Hillside)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.
Not Voting: Councilman Carrino.

7-R-bp. Resolution authorizing City Treasurer to refund ninety dollars (\$90.) to Delmi Rodriguez for a restaurant license not issued. (821 Lake Street, Newark)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.
Not Voting: Councilman Carrino.

7-R-bq. Resolution authorizing Director of Finance to refund \$750. on deposit to Richard Parabaschi, 350 Bloomfield Avenue, Newark, New Jersey, (Councilman Anthony Carrino), required by Ordinance 6-S & F-i, dated February 18, 1981, as amended. (Ordinance regulating the posting of political campaign signs)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.
Not Voting: Councilman Carrino.

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7-R-br.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$573,568.73 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizens Allowance, Veteran's Allowance and Cash Overpayments for years 1975, 1976, 1978, 1979, 1980, 1981 and 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

With respect to leaves of absence, Councilman Tucker stated the Council in its wisdom tabled the ordinance he introduced with respect to leaves of absence. He thinks what they are looking at now is people just taking those jobs and have no intention to go back to their original positions but in effect what it does is prevents people who are working from obtaining permanency. Some people have been on leaves of absence as long as 13 years. He thinks what they need to do is look at all of the leaves they currently have in the City and recognize that none of the positions that are currently voted by the Council can be filled by any person in a permanent Civil Service position. It means that all of the people are working on a temporary basis and he thinks that is one of the reasons that people are not going to perform. Why should they in terms put forth an effort if they know full well that as long as that person is outside that position and will never be in a position of ever getting permanent Civil Service status.

Councilman Payne said the remarks made by Councilman Tucker are well taken. He personally is reluctant to pass an ordinance that would limit the amount of time a person may be on a leave of absence. He thinks at the present time the Council has the prerogative not to approve any leave of absences and there is no need for legislation. He certainly thinks it is a privilege that is abused and can certainly appreciate the points made by Councilman Tucker.

Councilman Tucker said as a matter of clarification the Council either can establish a policy or they are locked into voting on each leave of absence that appears on the agenda. The Council in its wisdom, prior to his tenure, in 1971, got into a situation where they were not going to vote, he believes it was the Mayor's brother, who was on leave from the Police Department. At that point in time, he was getting ready to institute suit against the Council for discrimination. Because there is no policy, under what criteria was the Council making a decision to eliminate his leave of absence. He believes that suit was filed. The net result of that, he remembers his early tenure on the Council, the Council did not want to approve Mr. Hubert Williams' leave of absence and the same question was brought up. Without having a criteria, for either accepting or rejecting somebody. The Council's actions are viewed to be arbitrary and capricious.

Councilman Tucker said the ordinance he introduced would have established a policy that the Council in its wisdom would have a maximum leave of absence of five years. He reiterated that there has to be some criteria established with respect to these leaves of absences and to be frank they do not have any option but to approve the leaves.

7-R-bs.

Resolution granting extension of leave of absence without pay to Bertha Hall, Clerk Typist, Department of Health and Welfare, Division of Health, for period beginning July 1, 1983 and ending January 15, 1984. (Administrative Secretary, Department of Administration, Business Administrator's Office - First leave began January 15, 1979)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

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7-R-bt. Resolution granting extension of leave of absence without pay to Betty Ann Williams, Tape Librarian, Department of Administration, Business Administrator's Office, for period beginning August 19, 1983 and ending February 19, 1984. (Contract Administrator, Department of Finance, Data Processing Division - First leave began August 19, 1980)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bu. Resolution granting extension of leave of absence without pay to Herbert James, Laborer, R.C., Department of Engineering, Division of Sanitation, for period beginning September 20, 1983 and ending March 19, 1984. (Personal Family Problems - First leave began September 21, 1981)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bv. Resolution granting extension of leave of absence without pay to Austin W. Selby, Truck Driver, Department of Engineering, Division of Sanitation, for period beginning September 1, 1983 and ending February 29, 1984. (Illness - First leave began September 1, 1982)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bw. Resolution granting extension of leave of absence without pay to Leonard Chavis, Superintendent of Recreation, Department of Recreation and Parks, Director's Office, for period beginning September 15, 1983 and ending March 15, 1984. (Director, Department of Recreation and Parks - First leave began September 15, 1980)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-bx. Resolution granting extension of leave of absence without pay to Robert F. Dumpert, Senior Budget Examiner, Department of Administration, Division of Budget, for period beginning September 16, 1983 and ending March 16, 1984. (Principal Budget Examiner, Mayor's Policy and Development Office, Budget Division - First leave began March 17, 1980)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

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7-R-by. Resolution granting extension of leave of absence without pay to Rocco R. Blasi, Supervising Principal Assistant Assessor, Office of the Mayor and Agencies, Office of Assessment, for period beginning April 1, 1983 and ending September 30, 1983. (Director, Division of Licenses - First leave began October 1, 1982)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-bz. Resolution granting extension of leave of absence without pay to Rocco R. Blasi, Supervising Principal Assistant Assessor, Office of the Mayor and Agencies, Office of Assessment, for period beginning October 1, 1983 and ending March 31, 1984. (Director, Division of Licenses - First leave began October 1, 1982)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-ca. Resolution establishing Holiday Schedule for the Year 1984.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-cb. Resolution recognizing and commending Reverend John G. Ragin and the congregation of Saint Luke's African Methodist Episcopal Church on the dedication of their new Sanctuary.

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-cc. Resolution requesting Public Service Electric & Gas Company and Renaissance Newark to work with the Municipal Council and Community Groups in exploring the feasibility of erecting a monument to Dr. Martin Luther King, Jr., on the New Plaza at Raymond Boulevard and Park Place, adjoining the new Public Service Building.

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani,
Temporary President Branch.

Not Voting: Councilman Rice.

7-R-cd. Resolution recognizing and commending Reverend J.C. Crawford for 31 years as Pastor of the Beulah Baptist Church and for his many positive contributions to the Greater Newark Community.

(For action on this Resolution, see pages 2 and 3 in the minutes of these meetings)

7-R-ce. Resolution authorizing Director of Finance to pay amounts set forth in Exhibit 373
A, to parties indicated for interest due on tax appeals; Judgements were entered
by Tax Court of New Jersey reducing assessments on properties; proceeds to be paid
from Judgement Account, Law Department.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-cf. Resolution recognizing and commending the Association of Black Laboratory
(A.S.) Employees of the Bell System and welcoming them to Newark on the occasion of their
Third Annual Conference.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

Absent During Roll Call: Councilman James.

7-R-cg. Resolution urging that Newark residents receive first priority for admission
(A.S.) to all new housing that has been built or will be built in the City of Newark.

A motion to adopt the resolution was made by Temporary President Branch, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

The City Clerk was directed to communicate with Secretary Pierce, United States Department of Housing and Urban Development and Commissioner Renna, New Jersey Department of Community Affairs, expressing Council's serious concerns about the rental of new housing in Newark to persons out-of-town. This concern arises from the persistent shortage of housing in Newark, and is intensified by the dislocation of many families to clear land for new housing. Many of these displaced persons attempt to move into new housing, but find sometimes that apartments have gone to people from other communities. Council Members have been advised by local housing managers that they are prevented by federal and/or state regulations from taking note of the residency of the applicants. It is the Council's hope that their Departments may clarify any such regulations in a way that will permit Newark residents to receive at least some preference when they seek admission to new housing in our City.

7-R-ch. Resolution recognizing the Clergy, staff and Parishioners of St. Casimir's
(A.S.) Church on the occasion of its 75th Anniversary of service to the people of Newark,
especially those of the Ironbound.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-ci. Resolution recognizing and commending Gladys Dancy as an outstanding Businesswoman
(A.S.) of the Greater Newark Area.

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(For action on this Resolution, see pages 3 and 4 in the minutes of this meeting)

7-R-cj. Resolution deploring the decision of Essex County College to cancel plans for
(A.S.) a new swimming pool at its Newark Campus.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice.

Councilman James said what is painful to this Body is that the President of Essex County College met with the Council and asked if this Body would make a guarantee of \$100,000. annually for three years commencing 1985. This Body supported that in special session. He noted that out of the \$100,000., \$54,000. is for salaries. He felt that to give back \$450,000. to the state Department of Higher Education, is an insult to every resident in the County. He stated the real issue was never a money question. It has always been an unfortunate belief that black and hispanics do not swim and therefore they do not want a swimming pool. The same attitude that closed down Branch Brook Ice Arena" because blacks and hispanics do not ice skate." He noted in 1968 there were 5 or more swimming classes and today there are only 12 students swimming at the downtown "Y".

Councilman James continued the same night the Board of Trustees meet to say "no" pool, Essex County Board of Chosen Freeholders, it was revealed voted themselves salary increases and also a "PERK". They would pay the social security for all the top Administrators. That figure alone would have financed the pool for the next three years on the operating capital. He mentioned the various colleges that have pools.

Councilman James commended the Members of the Council for their efforts and they are going to continue the efforts because even after the Board of Trustees and Administration said "no" pool, this Body will still have a resolution indicating they intend to honor that commitment in behalf of the students of Essex County College and the residents of this County that they still believe they need a quality facility and they could in fact use a pool.

Temporary President Branch said even if the Council adopts this resolution, what happens.

Councilman James replied their action today has no bearing on anyone because no one is listening to them. The only thing that has happened is that Council's integrity has been rendered suspect and their good intentions had been muted. He brought out the students of Essex County College have also taken a stand indicating that they have been hurt.

Councilman Tucker said they are dealing with some of the concerns raised by the Board Members of Essex County College. Those concerns really challenged the credibility of the Council's intent and more specifically Council's action. His concern is that he knows the County Executive, who was very much concerned about the Resource Recovery Facility, came to the City of Newark and he knew full well that the Mayor could not commit finances to the County. That is basically by statute, the Governing Body. They approved the Memorandum of Understanding which was a statement of intent which was taken by the County Executive, recognized by the County Corporation Counsel and submitted to DEP and the Governor of the State of New Jersey. What they really are dealing with is that they know that a statement of intent from the Council has a statutory responsibility. Maybe some of the Board Members of Essex County College may not understand governmental structure. When they started criticizing the Council indicating they do not have the authority and questioned their intent. That to him is a situation that is not only deplorable but the net result is they are challenging their credibility and they are in effect a governmental authority.

Councilman Tucker said he recalls the meeting they had with Mr. Yamba and they asked him if they appropriate these funds, would he in effect use them and he said he would present it to his Board. He never questioned if the Council had the ability to appropriate the money. If he had doubts he should have raised them at that meeting.

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Councilman Payne said he thinks this is just a reaffirmation on where the Council stands and they indicated they are committed to put up the \$100,000. It would appear to him that it would be a real travesty by bringing this City back, and permitting the County College to ascend to its full fruition.

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The motion to adopt the resolution was declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-R-ck. Resolution reiterating the Municipal Council's intention to purchase Aquatic
(A.S.) Services from Essex County College for \$100,000. annually, commencing with Budget
 Year.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.
Not Voting: Councilman Carrino.

7-R-cl. Resolution authorizing Director of Engineering to execute contract on behalf of
(A.S.) City of Newark with Madison Madison International, 972 Broad Street, Suite 601, Newark,
 for design services for the rehabilitation of Rotunda Pool and Recreation Center
 and rehabilitation of Joseph Kasberger Field Recreation Center, for total sum of
 \$101,000.; further authorizing Director of Engineering to execute Change Orders as
 needed to fulfill the goals of this project in net amount not to exceed \$4,500.;
 funds provided by Capital Budgets. (Contract awarded without competitive bidding
 pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilman James, Temporary President Branch.
No: Councilman Carrino.
Not Voting: Councilmen Martinez, Payne, Rice, Tucker, Villani.

A motion to defer action on this resolution and directing the City Clerk to invite Director of Engineering Zach and Director of Recreation and Parks Chavis to meet with the Council at their pre-meeting conference October 18, 1983 was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, Villani.
No: Councilman James, Temporary President Branch.

MOTIONS.

7-M-a. A MOTION RECOGNIZING AND COMMENDING SALVATORE AND JOSEPHINE MANZE, LONGTIME
 RESIDENTS OF THIS FAIR COMMUNITY, FOR MANY YEARS OF EXEMPLARY AND CONCERNED CITIZENSHIP;
 FURTHER, EXPRESSING THE HEARTFELT CONGRATULATIONS OF THE NEWARK MUNICIPAL COUNCIL
 ON THE OCCASION OF THEIR 50TH GOLDEN WEDDING ANNIVERSARY AND EXTENDING SINCERE, BEST
 WISHES TO SALVATORE AND JOSEPHINE FOR A FUTURE FILLED WITH GOOD HEALTH, PROSPERITY
 AND MANY MORE YEARS OF HAPPINESS TOGETHER, was made by Councilman Carrino, seconded
 by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT
 BRENNAN, FORMER PUBLIC DEFENDER AND MUNICIPAL COURT JUDGE OF THE CITY OF NEWARK,
 was made by Temporary President Branch, seconded by Councilman Tucker and declared
 adopted by Temporary President Branch by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. AMERICO SANTAGADA, LIFETIME EMPLOYEE AND FORMER CHIEF LICENSE INSPECTOR FOR THE CITY OF NEWARK, was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-M-d. A MOTION REQUESTING DEPARTMENT OF ENGINEERING DIRECTOR ALVIN ZACH TO APPEAR BEFORE THE MUNICIPAL COUNCIL AT THEIR SPECIAL CONFERENCE OCTOBER 11, 1983 TO DISCUSS THE NORTH DISTRICT PRECINCT ON ORANGE AND SOUTH SIXTH STREETS, was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-M-e. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH THE ATTORNEY GENERAL OF THE STATE OF NEW JERSEY AND REQUEST HIM TO INFORM THE MUNICIPAL COUNCIL AS TO ITS LEGAL STANDING IF THE CORPORATION COUNSEL DOES NOT COMPLY WITH A LEGITIMATE REQUEST OF THE GOVERNING BODY, (Relating to Motion 7-M-1, August 10, 1983 and Motion 7-M-i, September 21, 1983 - Fugazy Continental), was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-M-f. A MOTION REQUESTING WRITTEN REPORTS FROM BUSINESS ADMINISTRATOR ELTON HILL, HEALTH AND WELFARE DIRECTOR DENNIS CHEROT AND PRESIDING JUDGE BETTY LESTER ON ANY CODE ENFORCEMENT EFFORTS AT APARTMENT HOUSES AT 1 GRUMMAN AVENUE AND 2 KEER AVENUE, was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented Communication From Business Administrator Hill, received September 23, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ADMINISTRATION AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-d) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR EXECUTIVE SECRETARY, OFFICE OF THE BUSINESS ADMINISTRATOR)."

(Executive Secretary
Office of the Business
Administrator (35 Hours) \$27,011.25 - \$27,011.25)
(Not covered by Civil Service Association - Essex Council #1)
(Fiscal Impact \$2,838.49)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

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8-b.

The City Clerk presented Communication From Business Administrator Hill, received September 26, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR FAMILY AND NEIGHBORHOOD COUNSELOR, IN THE MUNICIPAL COURTS AND DELETE COUNSELOR, F.N.S.)."

(Family and Neighborhood Counselor (35 Hours) 1/1/83 \$13,460.92 - \$16,360.62
1/1/84 14,133.96 - 17,178.65)
(Civil Service Reclassification - No Salary increase)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom salary range for 1984 was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

A motion directing the City Clerk to place this ordinance, as amended, on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

8-c.

The City Clerk presented Communication From Business Administrator Hill, received September 26, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977 (6-S & F-c) AND AMENDMENTS THERETO. (TO CREATE THE TITLE AND SALARY RANGE FOR ASSISTANT PROGRAM COORDINATOR, DEMOLITION (ADMINISTRATION) AND TO DELETE THE TITLE AND SALARY RANGE FOR ASSISTANT PROGRAM COORDINATOR, DEMOLITION IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)."

(Assistant Program Coordinator Demolition(Administration) \$21,925.22 - \$26,650.01)
(Civil Service Reclassification - No salary increase)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

8-d.

The City Clerk presented Communication From Business Administrator Hill, received September 26, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR SUPERINTENDENT OF RECREATION)."

(Superintendent of Recreation (40 Hours) 1/1/83 \$19,886.89 - \$24,172.31)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase - Fiscal Impact-\$1,151.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Temporary President Branch and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

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8-e. The City Clerk presented Communication From Business Administrator Hill, received September 26, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-c) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR SENIOR DRAFTSMAN AND TITLE SEARCHER)."

(Office of Assessments
Senior Draftsman and
Title Searcher (35 Hours) \$16,489.54 - \$20,037.60)
(Not covered by Civil Service Association - Essex Council #1; Fiscal Impact-
\$2,726.76 1st year)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by Temporary President Branch and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

8-f. The City Clerk presented Communication From Business Administrator Hill, received September 26, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF RECREATION AND PARKS AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-i) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO ADJUST THE SALARY RANGE FOR PROGRAM COORDINATOR, SPECIAL EVENTS)."

(Program Coordinator,
Special Events (35 Hours) 1/1/83 \$14,840.59 - \$18,033.84)
(Not covered by Civil Service Association -Essex Council #1 -
5% increase; Fiscal Impact-\$706.69 first year)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject the ordinance was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

8-g. The City Clerk presented Communication From Business Administrator Hill, received September 26, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE OFFICE OF THE MAYOR AND ESTABLISHING SALARIES THEREFOR,' ADOPTED MAY 4, 1977, (6-S & F-c) AND AMENDMENTS THERETO. (TO ADJUST THE SALARY RANGE FOR SUPERVISING CLAIMS EXAMINER IN THE COMMUNITY DEVELOPMENT ADMINISTRATION, MAYOR'S POLICY AND DEVELOPMENT OFFICE)."

(Supervising Claims Examiner 1/1/82 \$14,244.36 - \$17,312.84
(35 Hours) 1/1/83 14,956.57 - 18,178.48)
(Mayor's Policy and Development Office/Community Development Administration;
Not covered by Civil Service Association - Essex Council #1; 5% increase for 1982
and 1983 - Fiscal Impact- \$4,401.21)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by deleting therefrom salary range for 1982 was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

A motion directing the City Clerk to place this ordinance, as amended, on the October 19, 1983 calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

October 5, 1983

8-h.
(A.S.)

The City Clerk presented Communication From Acting Business Administrator Banker, received October 4, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING CERTAIN POSITIONS, THE NUMBER OF SAID POSITIONS, AND THERE IS ALSO HEREBY ESTABLISHED SALARIES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE FIRE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY,' (6-S & F-bf) ADOPTED NOVEMBER 22, 1966. (TO ADJUST SALARIES AS PER ARBITRATION AWARD FOR THE PROFESSIONAL FIRE OFFICERS' ASSOCIATION, LOCAL 1860, IAFF, AFL-CIO)."

(Chief of Fire Signal)

System Operation	1	1/1/82	\$31,082.89 - \$31,958.69 - \$32,842.57
	1	1/1/83	33,880.35 - 34,834.97 - 35,798.40

Chief of Fire Signal

System Maintenance and Construction	1	1/1/82	\$31,082.89 - \$31,958.69 - \$32,842.57
		1/1/83	33,880.35 - 34,834.97 - 35,798.40

(Chief of Fire Signal System Operation - Fiscal Impact-1982-\$3,154.07; 1983-\$6,593.16)

Chief of Fire Signal System Maintenance and Construction - Fiscal Impact-1982-\$2,881.12; 1983-\$6,279.17)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Communication, see Ordinance 6-F-j, on page 9 in the minutes of this meeting)

8-i.
(A.S.)

The City Clerk presented Communication From Acting Business Administrator Banker, received October 4, 1983, enclosing proposed "ORDINANCE TO AMEND SECTION 2:14-5.1(b) OF TITLE 2, CHAPTER 14, PERSONNEL PRACTICES AND POLICIES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966. (TO PROVIDE INCREASED ANNUAL VACATION LEAVE FOR CERTAIN EMPLOYEES OF THE FIRE DEPARTMENT REPRESENTED BY THE PROFESSIONAL FIRE OFFICERS' ASSOCIATION, LOCAL 1860, AFL-CIO)."

(No Fiscal Impact unless an employee is assigned to fill positions in an acting capacity or through overtime)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Communication, see Ordinance 6-F-k, on pages 9 and 10 in the minutes of this meeting)

8-j.
(A.S.)

The City Clerk presented Proposed, "ORDINANCE AMENDING AND SUPPLEMENTING TITLE 15, CHAPTER 9B, SECTION 17, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO EXEMPT FROM RENT CONTROL FOR A PERIOD OF FIVE YEARS, ANY NEW CONSTRUCTION, ANY DWELLING VACANT ON THE EFFECTIVE DATE OF THIS ORDINANCE OR IN THE FUTURE ANY DWELLING BEING VACANT FOR A MINIMUM OF EIGHTEEN MONTHS)."

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 10, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

Not Voting: Councilman Tucker.

Shortly thereafter, before Roll Call was taken on Communication 8-k.(A.S.), Councilman Payne requested to change his vote from the affirmative to not voting.

A motion directing the City Clerk to place this ordinance on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, Villani,
Temporary President Branch.

Not Voting: Councilmen Payne, Tucker.

October 5, 1983

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Councilman James questioned whether a landlord could vacate his property, evict the tenants and then come up for 18 months without Rent Control.

Councilman Rice replied in the negative. Prior to adoption on first reading there will be amendments that the 18 month situation will have to come before the Rent Control for review to make sure that does not occur.

Councilman Tucker agreed with Councilman Rice but by the ordinance they just moved to first reading on the October 19th Calendar, that can happen. The reason he abstained is because there is a need for amendments. At this point in time there is no protective mechanism.

Councilman Rice said there is one particular amendment that has to be inserted but he doesn't want to tie it in with the Rent Control Ordinance because it would confuse the residents who are looking for progress in the City.

Councilman Payne said it sounds great to take an abandoned building and let people renovate it. He has to be cautious to try to insure that they are not passing something that is going to be a damage to the tenants. That is his only unreadiness because they are talking about one of the major pieces of legislation since they have been on the Council. He definitely feels uncomfortable with getting this on Tuesday, reading about it on Monday and voting on it on Wednesday. It has nothing to do with the intent of the ordinance. He thinks there is a lot they have to discuss, to keep out loopholes, people forcing out tenants, waiting for 18 months and bringing in new tenants and charging whatever they want. He believes they need to get in experts to talk about this.

Councilman Rice noted this was discussed six months ago when he Chaired a Committee and deferred this. He has no problem sitting down and making amendments but the reality is that they keep trying to mix the two. They are talking about abandoned property, they are not occupied.

Councilman Tucker said he thinks it is important to pinpoint a couple of factors. There has to be a protective mechanism in regard to a landlord dumping a building and getting rid of the tenants and if you check with the New York legislation, you will find that they have that in there. There also has to be a certification process that in effect prevents a landlord from dumping a building and getting a tax abatement for rehabilitation of that building, going to the IRS and getting a tax write-off for that building and then getting an exemption for a period of five years. In some cases if this is not hooked up to a tax policy, you will find that the landlord can make a tremendous amount of money in regard to dealing with this issue. The losers involved in this will be the tenants who will be evicted. There also has to be a question on the period of time for a person to receive an adjustment on what the rents will be. The issue he is concerned with is that they need to make it an economic incentive but not necessarily a major economic "boondock".

Councilman Rice said they are all saying the same thing that they need protection built in. He requested the Council to take the opportunity to make recommendations so that they can discuss them.

Councilman Payne felt that they have to get existing legislation from the other cities to see what they did.

Temporary President Branch suggested that any legislation that is sponsored by a Councilman, that it is discussed at their pre-meeting conference so that when they come down to the Chamber they can move expeditiously on the agenda. It is a fine piece of legislation and he knows the Council supports it but there are additional things that have to be ironed out.

Councilman Rice stated that the problems in the City of Newark are so serious that this Council needs to marathon the issues. They should look at the housing situation and sit down, not at pre-council meetings, but days and week-ends if necessary, until they can agree or disagree and come up with answers. Certainly when they legislate everything is stuck with amendments.

- 8-k. The City Clerk presented Communication From Business Administrator Hill, received
(A.S.) October 5, 1983, enclosing proposed "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE WORKING TOGETHER FOR THE NEEDY FOUNDATION, INC., TENANT, FOR APPROXIMATELY 13,140 SQUARE FEET OF FLOOR SPACE OF THE PREMISES COMMONLY KNOWN AS 310-314 ELIZABETH AVENUE, FOR THE SUM OF ONE HUNDRED (\$100.) DOLLARS OR COUNTY TAXES, WHICHEVER IS GREATER, PER YEAR FOR A PERIOD OF THREE (3) YEARS."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 19, 1983 Calendar of the Municipal Council for first reading was made by Temporary President Branch, seconded by Councilman James and failed of adoption by the following votes:

Yes: Councilmen James, Martinez.
Not Voting: Councilmen Carrino, Payne, Rice, Tucker, Villani,
Temporary President Branch.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 22, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO PROHIBIT DISTURBANCE OF STREET SURFACES FOR FIVE (5) YEARS."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference October 18, 1983 was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

- 9-b. Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 22, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO INCREASE THE FEES OF THE GRANTING OF PERMITS AND THE POSTING OF DEPOSITS."
(Increasing fee to \$75. for the Granting of Permits and Posting of Deposits)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference October 18, 1983 was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

- 9-c. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR RECYCLING COORDINATOR)."
(Recycling Coordinator
(35 Hours) \$22,096.66 - \$26,858.62)
(New title being created - Not represented by Civil Service Association - Essex Council #1 - Assuming the position will be filled on or about October 3rd at the minimum step, \$5,524 will be required. Of that amount, \$3,739. will be transferred from the incumbent's present position resulting in a net increase of \$1,785.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

October 5, 1983

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference October 18, 1983 was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

9-d.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed "ORDINANCE TO AMEND TITLE 2, CHAPTER II, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani,
Temporary President Branch.

9-e.

Communication from His Honor, Mayor Kenneth A. Gibson, nominating, subject to confirmation by the Municipal Council, Mr. Carmine A. Granato, 208 Walnut Street, Newark, New Jersey, as a Member of the Alcoholic Beverage Control Board of the City of Newark, for a term of three years.

(Copy of correspondence submitted to each Member of the Council)

(Mr. Granato met with the Council September 20, 1983)

A motion to confirm the nomination on condition that the nominee waive the salary attached to the position was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Payne said why don't they wait to see if he waives the salary instead of passing this conditionally. He knows Councilman Martinez has made a motion but he would like to table this.

Councilman Martinez explained the problem with this nomination. If it is not acted upon today it means a rejection. With confirming this on condition it has been found to be legal if he waives the salary.

Councilman Tucker said the question is not "if he waives the salary" in regard to the ABC Board. The question is whether or not he waives his salary that he gets paid from Essex County.

Councilman Martinez said the question is if he waives his salary from the ABC Board.

Councilman Tucker opined isn't the question the Law Department raised that if he receives a salary from the County that would basically put him in a conflict in regard to the City.

Councilman Martinez replied the conflict would be in receiving a salary from the ABC Board. He reiterated that waiving the salary from the ABC Board would make the position legal.

Councilman Payne questioned if there was a legal opinion.

Councilman Martinez replied it was from our Law Department and the County Corporation Counsel.

Councilman Payne questioned how do we know it is right?

October 5, 1983

Councilman Martinez said under the State Statute that no person working for the County State or Federal Government can receive a salaried position from the ABC Board. By waiving his salary he falls in line by not violating that statute. 283

Councilman Payne further questioned does it say just salary. He is a law enforcement officer. He questioned can't they find anyone else to serve on the ABC Board. Councilman Payne felt out of 329,000 residents in the City, he is sure that there is someone else that could serve on this Board. He questioned he doesn't understand if no action is taken it "Dies".

City Clerk D'Ascensio replied the Administrative Code provides that the nomination is either confirmed or rejected shall not be postponed or delayed longer than one regular meeting. The Council has already postponed it for one meeting. If Council delays it it means it is rejected.

Councilman Payne said he moves to defer.

City Clerk D'Ascensio noted the only thing the Council can do is confirm or reject.

Councilman Payne said there is fundamental conflict of issues and he would go against the nomination.

City Clerk D'Ascensio pointed out the proper action would be no motion at all and it would mean rejection.

Temporary President Branch questioned Assistant Corporation Counsel Schwartz whether this position would be a conflict of interest and he replied he has not seen the legal opinion, it was prepared by Assistant Corporation Counsel Pidgeon.

Councilman Carrino asked does the opinion say that as long as he doesn't receive a salary from the City of Newark, then it is alright to appoint him?

Councilman Tucker said he remembers when Assistant Corporation Counsel Pidgeon came in and indicated that there was a question of salary.

Councilman Martinez brought forth that the Sheriff of Essex County also sought a legal opinion of their Corporation Counsel and determined that the only violation would be if he accepted a salary from the ABC Board of \$2,500. a year from the City of Newark. Having conversation with Assistant Corporation Counsel Pidgeon and the County Counsel, if he agreed to waive his salary there is nothing illegal in the appointment. He is not going to stand here on record and "throw the bull" to his colleagues and jeopardize them.

Councilman Carrino said the fact that Assistant Corporation Pidgeon told them there was a problem and they have not been in receipt of anything in writing that there is no problem. His only problem is if it is the salary request that has to be waived, he is ready to vote in the affirmative.

Councilman Martinez requested the City Clerk's Staff to reach out for Assistant Corporation Counsel Pidgeon.

Councilman Martinez noted they intend to rescind the salary for the 3 ABC Commissioners and pay them by expense instead.

Councilman James felt they should have a written opinion and he would be remiss if they are going to accept a verbal opinion. He said for them to sit here and debate what they don't have in front of them is not proper at this time.

Councilman Payne said he would like to hear what the State ABC has to say on this not that he doesn't believe our Law Department.

Councilwoman Villani said if Assistant Corporation Counsel Pidgeon appears before them and publicly states there is no problem, she would accept that.

Councilman James reiterated this should be in writing.

Assistant Corporation Counsel Pidgeon said it was his understanding it was deferred, therefore, that is why they don't have an opinion.

October 5, 1983

Councilman Martinez said it has come up for a vote today and by the Administrative ruling, if it is deferred the second time, it means a rejection. He moved for approval based upon the decision with Assistant Corporation Counsel Pidgeon and the County Counsel, that if he waives his salary, there is nothing illegal. The Council wanted a legal opinion in writing from him.

Assistant Corporation Counsel Pidgeon replied they drafted an ordinance and the Council has to adopt it.

Councilman Payne said there is a question of the legality of a law enforcement person being a "Judge" on an ABC Hearing.

Assistant Corporation Counsel Pidgeon said the prohibition under Title 33, for salaried Members of the County or State, to serve on the ABC Board. The question presented "if he waives the salary" may he be appointed to a non-salaried position and the response is "yes" if the Council adopts an ordinance which creates such a position. They have drafted the ordinance and will present it to the Council.

Councilman Carrino questioned how can they vote for Mr. Granato if they don't have the ordinance.

A motion to confirm the nomination on condition that the nominee waive the salary attached to the position was made by Councilman Martinez, seconded by Councilman Tucker.

Temporary President Branch: Will the Council confirm the nomination on condition?

Yes: Councilmen Martinez, Villani.

Not Voting: Councilmen James, Rice, Tucker, Temporary President Branch.

No: Councilman Payne.

Absent During Roll Call: Councilman Carrino.

Temporary President Branch: This confirmation failed of adoption.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles were issued from September 13, 1983 to September 27, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. John's Ukrainian Catholic Church	8807 (Amended)
St. Rose of Lima Church	8882 (Amended)
Parents and Guardians Guild of St. Vincent Academy	8938 (Amended)
Parent Association of St. Benedict's Elementary School	8953 (Amended)
Society of the Holy Rosary - St. Francis Xavier Church	8975 (Amended)
St. Bridget's Church	8987
St. Francis Xavier Parent School Guild	8988
Rosary Altar Society - Sacred Heart Church of Vailsburg	8989
Anshe Luborowitz Sisterhood	8990
General Committee of St. Aloysius Roman Catholic Church	8997

October 5, 1983

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RAFFLE LICENSE

LICENSEE

LICENSE NUMBER

Parents and Guardians Guild of St. Vincent Academy	8992
Residents for Community Action	8993
Boys' & Girls' Clubs of Newark, Inc.	8994
St. Lucy's Roman Catholic Church	8995
St. Stanislaus Roman Catholic Church	8996

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

ADJOURNMENT.

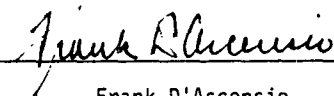
12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

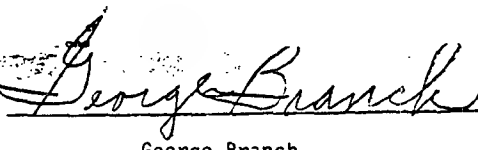
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

This meeting adjourned at 4:00 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



George Branch
Temporary President

Newark, New Jersey, October 11, 1983

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 2:45 P.M.

City Clerk D'Ascensio called the meeting to order and asked for roll call.

Present: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

The City Clerk announced due to the absence of President Grant, he would entertain a motion to elect a Temporary President.

A motion to elect Councilman George Branch, Temporary President, was made by Councilman Payne, seconded by Councilman Rice.

There were no further nominations.

The motion to elect Councilman George Branch, Temporary President, was adopted by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

City Clerk D'Ascensio read letter dated October 7, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, October 11, 1983, at 10:00 A.M., or as soon thereafter as practical to consider the following items:

1. Board of Education 1983-84 budget settlement.
2. Authorized sale of 961-965 Bergen Street, Block 3666, Lots 6 & 8.

Temporary President Branch stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on October 7, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law.

RESOLUTIONS.

7-R-a.(S)

Resolution adopting a joint resolution of the Board of Education of the City of Newark, in the County of Essex, and the Municipal Council of the City of Newark approving a settlement of the appeal of the Board of Education from the reduction of its budget for current expenses of the 1983-1984 school year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

7-R-b.(S)

Resolution authorizing solicitation of sealed bids for the sale of City-owned Property known as 961-965 Bergen Street, Block 3666, Lots 6 and 8, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by Temporary President Branch by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Villani, Temporary President Branch.
Not Voting: Councilman Tucker.

October 11, 1983

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ADJOURNMENT.

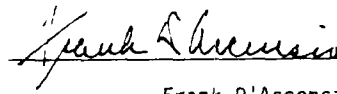
12-a.

A motion to adjourn the meeting was made by Council of the Whole and adopted by the following votes:

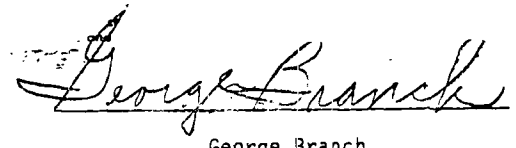
Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani, Temporary President Branch.

This meeting adjourned at 2:48 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



George Branch
Temporary President

Newark, New Jersey, October 19, 1983

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The prayer was offered by Councilman Ronald L. Rice.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council, Lieutenant Leonard Kowalewski, Sergeant-At-Arms and Assistant Corporation Counsel Leo Schwartz.

(Councilman James arrived at 8:15 P.M.)

(Councilman Payne arrived at 8:42 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 11, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-RAMAPO/FILTRATION PLANT, HELD AUGUST 31, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-b. The City Clerk presented COPY OF MINUTES OF MEETING OF NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION, WANAQUE-SOUTH, HELD AUGUST 31, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD JULY 27, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-d.

The City Clerk presented COPY OF MINUTES OF PRIVATE MEETING OF BOARD OF TRUSTEES OF NEWARK PUBLIC LIBRARY, HELD JULY 27, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

4-e.

The City Clerk presented AUTOMATIC DATA PROCESSING FINAL REPORT (A.D.P.), RENTAL ACTIVITY OF CITY-OWNED PROPERTY, FOR MONTH OF SEPTEMBER, 1983.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

President Grant acknowledged his gratitude to everyone for being thoughtful in remembering him in their prayers while he was out ill.

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read IN THE MATTER OF APPLICATION OF ESTEBAN MEDINA, DOMITILIA MEDINA AND YDIA MEDINA, OWNERS, IN A 3RD RESIDENCE DISTRICT CONVERSION OF A ONE TO THREE-FAMILY DWELLING WITH INSUFFICIENT SIDE YARD AND NO ON-SITE PARKING; AT PREMISES 335 CLIFTON AVENUE.

The Board of Adjustment at its regular meeting August 9, 1983, approved the application by a vote of 7 Ayes.

An appeal in this matter was filed in the Office of the City Clerk on August 19, 1983. The transcript in connection with this matter was received September 16, 1983 and each Member of the Council was furnished with a copy of the transcript.

On September 19, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 5, 1983, at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

On October 5, 1983, the City Clerk read letter from Mr. Raymond Stabile, appellant, requesting this matter be postponed due to the fact Mr. Stabile was hospitalized.

The Municipal Council deferred action on this matter at their regular meeting of October 5, 1983.

On October 6, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 19, 1983, at 8:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

This is the time and the place for the appeal to commence.

President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the Matter of Application of Esteban Medina, Domitilia Medina and Ydia Medina, Owners, in a 3rd Residence District conversion of a one to three-family dwelling with insufficient side yard and no on-site parking; at premises 335 Clifton Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of an appellant or appellants who are not represented by an attorney, that means that they may state the reasons for their objections to the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

Councilman Carrino informed President Grant that Mr. Stabile was not present.

A motion to wait for the appellant to appear was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

(For action on the Board of Adjustment Appeal, see Page 6 in the minutes of this meeting)

(Councilman James arrived at 8:15 P.M.)

A motion to permit Mr. Amos Hawkins to address the Municipal Council at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant informed the Council Members that Mr. Hawkins was not present.

President Grant directed the City Clerk to invite Mr. Amos Hawkins to the Special Conference, October 25, 1983, to discuss the matter of school crossing guards.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a.

The City Clerk read An Ordinance amending Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to amend Section 6, revising the method of establishing fees for water service installation and inspection.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.

No: Councilman Rice.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

6-F-b.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Executive Secretary, Office of the Business Administrator)

(Executive Secretary

Office of the Business Administrator

(35 Hours) \$27,011.25 - \$27,011.25)

(Not covered by Civil Service Association-Essex Council #1 - 11.7% increase)

(Fiscal Impact-\$2,838.49)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 19, 1983

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

President Grant: The yeses are seven, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

At a later time Councilman Carrino requested to have his vote recorded as an abstention.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are seven, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

6-F-c.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Family and Neighborhood Counselor, in the Municipal Courts and delete Counselor, F.N.S.)

(Municipal Courts)

Family & Neighborhood Counselor (35 Hours)

1/1/83 \$13,460.92 - \$16,360.62)

(Civil Service Reclassification - No salary increase)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman James.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

6-F-d.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Assistant Program Coordinator, Demolition (Administration) and to delete the title and salary range for Assistant Program Coordinator, Demolition, in the Community Development Administration, Mayor's Policy and Development Office)

(Assistant Program Coordinator Demolition (Administration)

(35 Hours) \$21,925.22 - \$26,650.01)

(Civil Service Reclassification - No salary increase)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

6-F-e.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6-S & F-i) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Superintendent of Recreation)

(Superintendent of Recreation

(40 Hours) 1/1/83 \$19,886.89 - \$24,172.31)

(Not covered by Civil Service Association-Essex Council #1 - 5% increase

- Fiscal Impact-\$1,151.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

6-F-f.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Senior Draftsman and Title Searcher)

(Office of Assessments

Senior Draftsman and Title Searcher (35 Hours) \$16,489.54 - \$20,037.60)

(Not covered by Civil Service Association-Essex Council #1 - Fiscal Impact-\$2,726.76 - 1st year)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 2, 1983.

6-F-g.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Supervising Claims Examiner in the Community Development Administration, Mayor's Policy and Development Office)

(Supervising Claims Examiner (35 Hours) 1/1/83 \$14,956.57 - \$18,178.48)

(Mayor's Policy and Development Office/Community Development Administration

- Not covered by Civil Service Association- Essex Council #1 - 5% increase for 1983 - Fiscal Impact- \$4,401.21)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 19, 1983

A motion to defer action on the ordinance was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-h.

The City Clerk read An Ordinance amending and supplementing Title 15, Chapter 9B, Section 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To exempt from Rent Control for a period of five years any new construction and any dwelling vacant on the effective date of this ordinance or in the future any dwelling being vacant for a minimum of eighteen months)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by specifying the need, under certain conditions for a Certificate of Occupancy, as well as the landlords' responsibility to notify tenants and the City when the exemption period is about to expire, was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

A motion to adopt the ordinance on first reading, as amended, was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance, as amended, and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on November 2, 1983.

A motion to consider Board of Adjustment Appeal 4-A-1 at this time was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

4-A-1.

The City Clerk read IN THE MATTER OF APPLICATION OF ESTEBAN MEDINA, DOMITILIA MEDINA AND YDIA MEDINA, OWNERS, IN A 3RD RESIDENCE DISTRICT CONVERSION OF A ONE TO THREE-FAMILY DWELLING WITH INSUFFICIENT SIDE YARD AND NO ON-SITE PARKING; AT PREMISES 335 CLIFTON AVENUE.

The Board of Adjustment at its regular meeting August 9, 1983, approved the application by a vote of 7 Ayes.

An appeal in this matter was filed in the Office of the City Clerk on August 19, 1983. The transcript in connection with this matter was received September 16, 1983 and each Member of the Council was furnished with a copy of the transcript.

On September 19, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 5, 1983, at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

On October 5, 1983, the City Clerk read letter from Mr. Raymond Stabile, appellant, requesting this matter be postponed due to the fact Mr. Stabile was hospitalized.

The Municipal Council deferred action on this matter at their regular meeting of October 5, 1983.

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On October 6, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 19, 1983, at 8:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

This is the time and the place for the appeal to commence.

President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the Matter of Application of Esteban Medina, Domitilia Medina and Ydia Medina, Owners, in a 3rd Residence District conversion of a one to three-family dwelling with insufficient side yard and no on-site parking; at premises 335 Clifton Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of an appellant or appellants who are not represented by an attorney, that means that they may state the reasons for their objections to the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

Mr. Jose Linares, Esq., addressed the Council on behalf of the applicants, Esteban, Domitilia and Ydia Medina. He asked the Council for a dismissal of the appeal due to the fact Mr. Stabile was not present.

Councilman Carrino informed the Council and Mr. Linares that Mr. Stabile had eye surgery done and was still not feeling well enough to be present.

Mr. Linares stated that nothing was provided by Mr. Stabile documenting that he was ill. He mentioned the appeal would be forfeited if Mr. Stabile was not present for the next Council meeting.

A motion to defer action on the Board of Adjustment Appeal was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Avon Avenue and Stratford Place as one-way streets.

(Approved by Department of Transportation, Division of Traffic Engineering)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

AVON AVENUE
Westbound, between Clinton Avenue and Stratford Place

October 19, 1983

STRATFORD PLACE:
Southbound, from Avon Avenue to Clinton Avenue

and by adding thereto:

AVON AVENUE:
Westbound, between Clinton Avenue and Irvine Turner
Boulevard.

Stratford Place:
Northbound, between Avon Avenue and Clinton Avenue.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 25, Water, Chapter 4, Water Rules and Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to repeal Section 26 in its entirety and replace same with new provisions. (Authorizes employment of non-municipal employees to install or repair water service connections)

(Water Accounting and Customer Service Director Paradise met with Council October 4, 1983)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 25, Water, Chapter 4, Water Rules and Regulations, Section 26 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby repealed in its entirety and replaced as follows:

Service Connections from main to curb by city forces; Connections by other authorized individuals; approved construction materials.

a) When the owner of any property on any street desires to make a water service connection with a public water main the owner of such property shall make application in writing to the Manager of the Division of Water/Sewer Utility for the installation of a water service connection from the city water main to the curb line of the street,

stating in his application the street number of the lot or building to be connected with the water main and the place at the curb line to which the water service connection is to be constructed. Before any portion of the water service connection is constructed and installed, the owner of the property shall cause to be paid to the city the cost of installation as specified by section 25: 3-6.

b) As an alternate to a municipal installation, the manager may permit an individual, firm, partnership or corporation employed by the property owner and authorized by applicable state code to excavate for, construct, connect, install and/or repair a water service connection. Such authorization shall be conditioned that the persons applying therefor shall comply with the provisions of this title and other ordinances of the city in relation to excavating streets; assume responsibility for damages or injuries caused to persons, animals or property by reason of any neglect or carelessness associated with the work permitted; and save the City of Newark harmless from any damages or injuries that may result from said work. Where work is performed under the provisions of this paragraph, the property owner shall bear the total cost of the work, including excavation, construction, placement, connection, and/or repair of the water service connection, complete restoration of the site and all other particulars.

In addition, the property owner shall pay in advance the inspection fees levied by the Director pursuant to section 25: 3-6.

c) All installations shall comply with the list of approved materials and connection methods for such installations, which list shall be on file in the office of the division. No installation shall be backfilled without having been inspected and approved by the manager or his designee.

Section 2. Any existing ordinance or part thereof that is inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are seven, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 19, 1983

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Program Monitor in the Community Development Administration, Mayor's Policy and Development Office, H.C.D.A.)(Civil Service Reclassification - Not covered by Civil Service Association - Essex Council #1 - No additional Cost)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6-S&F-c) and amendments thereto, be and the same is amended to create the position and salary in the Community Development Administration, Mayor's Policy and Development Office, as follows to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Program Monitor 452915 (35 Hrs.)	\$ 16,360.62	\$ 19,887.00

SECTION 2. The position title and salary hereinabove established and specified shall be temporary in nature. Further, the salary of such position title shall remain at the amount hereinabove fixed so long as the Community Development Block Grant funds received by the City from the Federal Government under the Housing and Community Development Act of 1974 shall last, then the said position title and salary hereinabove established in the Office of the Mayor shall immediately cease and terminate.

SECTION 3. No position title or salary other than those established by ordinance covering the Community Development Administration, Mayor's Policy and Development Office shall be funded from Community Development Block Grant funds received under the Housing and Community Development Act of 1974.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 19, 1983

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to the Essex Chemical Corporation with offices at 1410 Broad Street, Clifton, New Jersey, 07015 to construct and maintain a private aerial telephone cable crossing over the Doremus Avenue right-of-way at a height of 22 feet above the existing road surface, and within an area of 379 square feet. (Said Corporation to pay an easement fee of \$250., upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15 of each succeeding year a user charge of \$150.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That permission is hereby granted to the Essex Chemical Corporation, with offices at 1410 Broad Street, Clifton, New Jersey 07015 to construct and maintain a private aerial telephone cable crossing over the Doremus Avenue right-of-way at a height of 22 feet above the existing road surface, and within an area of 379 square feet, said area being more fully described by the metes and bounds description entitled "Description of Easement for the installation and maintenance of a private communication cable across Doremus Avenue, Newark, Essex County, New Jersey," and depicted on the survey drawing entitled "Survey No. 8329," said metes and bounds description and survey drawing being prepared by Robert T. Watson, L.S., of the firm of Borrie, McDonald & Watson, Land Surveyors, with offices at 972 McCarter Highway, Newark, N.J. 07102, as hereto attached and made a part hereof.

Section 2. That such permission be and is hereby given upon the condition and provision that the Essex Chemical Corporation, its successors and assigns, shall indemnify and save harmless the City of Newark, its officers agents and servants from any claims whatsoever, arising from or in any way connected with the granting of said privilege, or by reasons of the installation, location maintenance or the existence of said cable crossing in the above described easement area, and shall agree to assume, on behalf of the City, the defense of any action at law or injury which may be brought against the City upon such claims.

Section 3. That in addition to the aforesaid Indemnity Agreement, Essex Chemical Corporation its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid up policies for Comprehensive General Liability Insurance in favor of the City of Newark, in an amount of at least \$1,000,000.00 covering bodily injury and property damage arising out of any one accident, said policies to be approved by the Corporation Counsel of the City of Newark. Proof of said coverage, naming the City of Newark as an insured and including the indemnification clause in Section 2. above., shall be filed with the City Clerk prior to the installation. Said Insurance shall not be subject to cancellation or change until thirty (30) days after the City Clerk has written notice thereof as evidenced by return receipt of certified registered mail.

Section 4. That such permission is hereby granted, subject to Essex Chemical Corporation's compliance with all State Laws and City Ordinances governing the installation, maintenance and use of aerial telephone cable crossings and appurtenant structures.

Section 5. That such permission be and is hereby granted subject to the condition that Essex Chemical Corporation, its successors and assigns, shall be subject to an Ordinance or Resolution adopted by the Municipal Council of the City of Newark that may apply to any aerial or other easement reservation and/or telephone cable crossings, and shall become liable to the payment of any fee(s) hereafter imposed by the City of Newark by such Ordinance or Resolution.

Section 6. That such permission be and is hereby granted subject to the condition that Essex Chemical Corporation, its successors and assigns, shall and will at its sole expense upon thirty (30) days notice in writing from the City of Newark, alter or relocate said telephone cable crossing or appurtenances thereto as may be designated in the Relocation Notice.

Section 7. That in the event that the telephone cable crossing covered by the Ordinance is no longer used, or required by Essex Chemical Corporation, its successors and assigns, the City of Newark shall be so notified, and it shall have the right to terminate this easement and upon such termination all rights shall revert to the City of Newark. Upon cessation of use the telephone cable crossing and appurtenances shall be removed. All costs for this removal shall be borne by Essex Chemical Corporation or its successor in title to the properties abutting the aforementioned easement.

Section 8. That so long as the telephone cable crossing cover by this Ordinance remains in existence, the obligations shall be binding upon the Essex Chemical Corporation and upon all subsequent owners of the property abutting the easement, and the obligation shall run with the land.

Section 9. That for the rights and privileges herein granted, said beneficiary, Essex Chemical Corporation, its successors and assigns, shall pay to the City of Newark an easement fee of \$250.00 upon acceptance of this agreement and shall pay annually to the City of Newark on or before January 15 of each succeeding year a user charge of \$150.00.

Section 10. That such permission be and is hereby given upon the condition that Essex Chemical Corporation shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and costs and expense to the City for all official publications of this Ordinance, and shall file such notice of the easement herein granted with the County of Essex and shall at its own expense and cost pay all related fees and costs.

Section 11. This Ordinance shall take effect upon adoption and publication in accordance with the law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 19, 1983

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance providing for annual equipment and clothing allowance for uniform and civilian members of the Police Department of the City of Newark," Ordinance 6-S & F-k, adopted November 24, 1981, as amended and supplemented. (To increase clothing allowance) (increase clothing allowance from \$400. to \$450. per year for 1983 and from \$450. to \$500. per year in 1984; Fiscal Impact - Approximately \$1,000. in each year)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1, paragraph 2 of an ordinance entitled "An ordinance providing for annual equipment and clothing allowance for uniformed and civilian members of the Police Department of the City of Newark," ordinance 6S&FK, adopted November 24, 1981 as amended and supplemented, be and the same is hereby amended as follows:

Effective January 1, 1983, employees in the titles of Police Communication Officer, Police Lineman and Police Supervising Property Clerk shall receive a \$450.00 annual equipment and clothing allowance. Effective January 1, 1984, employees in aforementioned titles shall receive an annual equipment and clothing allowance of \$500.00.

Section 2. All prior ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 19, 1983

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance amending Ordinance Number 6-S & F-s, finally adopted on December 7, 1981, as amended by Bond Ordinance 6-S & F-i, finally adopted on June 22, 1983 and Bond Ordinance 6-S & F-a, finally adopted on January 6, 1982 by the City of Newark, in the County of Essex, New Jersey, in order to reduce the authorization for Project Number 3679 reappropriating \$60,000. of said authorization to Project Number 1379, and to reduce the authorization for Project Number 0681 reappropriating \$48,000. of said authorization to Project Number 0581.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS.

Section 1. Ordinance 6s & Fs of the City of Newark, New Jersey, finally adopted December 7, 1981 and entitled, "CAPITAL ORDINANCE BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, REAPPROPRIATING \$1,200,000 CASH OF THE CITY TO PROJECT NUMBERS 1379 AND 3679 AS SUPPLEMENTAL APPROPRIATIONS AND TO AMEND THE PROJECT TITLE TO PROJECT NUMBER 3679" and Bond Ordinance Number 6s & Fi of the City of Newark, New Jersey, finally adopted June 22, 1983 and entitled, "BOND ORDINANCE AMENDING ORDINANCE NUMBERS 6s & Fh FINALLY ADOPTED ON DECEMBER 19, 1979 AND 6s & Fs DECEMBER 7, 1981 BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, FINALLY ADOPTED IN ORDER TO PROVIDE FOR A CHANGE IN THE DESCRIPTION OF THE PURPOSES OR IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN UNDER PROJECT NUMBER 1379 AND TO REDUCE THE AUTHORIZATION FOR PROJECT NUMBER 3679 REAPPROPRIATING \$200,000 OF SAID AUTHORIZATION TO PROJECT NUMBER 1379," are hereby amended in order to further reduce the total authorizations under Ordinance 6s & Fs and 6s & Fi for Project Number 3679 from \$1,150,000 to \$1,090,000 and reappropriating \$60,000 to Project Number 1379 thus increasing the authorization for Project Number 1379 from \$1,650,000 to \$1,710,000.

Section 2. Ordinance Number 6s & Fa of the City of Newark, New Jersey, finally adopted January 6, 1982 and entitled, "BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$5,911,879 THEREFOR, INCLUDING \$545,000 APPROPRIATED FROM THE GENERAL CAPITAL SURPLUS FUND AND AUTHORIZING THE ISSUANCE OF \$5,079,088 QUALIFIED BONDS OR NOTES OF THE CITY TO FINANCE PART OF THE COST THEREOF," is hereby amended to reduce the total authorization for Project Number 0681 from \$243,614 to \$195,614 and reappropriating \$48,000 to Project Number 0581 thus increasing the authorization for Project Number 0581 to \$330,400.

Section 3. Pursuant to N.J.S.A. 40A:2-39 the proceeds of the sale of the obligations issued as of September 10, 1980 and pursuant to Ordinances 6s & Fs and 6s & Fi set forth herein, shall be reallocated and appropriated to and used to finance the costs of the purposes set forth in said Ordinance, said purposes being purposes permitted by the Local Bond Law of the State of New Jersey.

Section 4. The capital budget of the City of Newark is hereby amended to conform with the provisions of the ordinances as amended hereby and referenced in Sections One and Two of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk of the City of Newark (herein "Clerk") and is available there for public inspection.

Section 5. All other matters set forth in the ordinances referenced in Sections One and Two of this ordinance including the appropriations and the estimated cost, the maximum amount of bonds or notes authorized for the purposes set forth therein and the period of usefulness for the \$60,000 appropriation is hereby determined to be 5 years and for the \$48,000 appropriation is hereby determined to be 20 years.

Section 6. Pursuant to N.J.S.A. 40A:3-4 after passage of this ordinance upon first reading a certified copy of this ordinance shall be submitted to the Local Finance Board for its endorsement.

Section 7. With respect to the authorization affected hereby the Supplemental Debt Statements required by the Local Bond Law have been duly prepared and filed in the Office of the Clerk, and complete executed duplicates thereof have been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is not affected by this amendment.

Section 8. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 19, 1983

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the City of Newark to purchase 3 specified properties in the City of Newark, New Jersey, for sum of \$32,000. from the Department of Housing and Urban Development provided the title to each property so conveyed is marketable in the opinion of the Corporation Counsel. (69 Hudson Street-\$9,000.; 18 Cypress Street-\$8,000.; 75 Wakeman Avenue-\$15,000.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, pursuant to City Council Resolution 7RBy of January 19, 1977 the Mayor of the City of Newark entered into an agreement with the Department of Housing and Urban Development (hereafter referred to as HUD) to carry out an Urban Homesteading Program; and

WHEREAS, the City of Newark has entered into said program with HUD for 1983 pursuant to Resolution 7Ra 032983.

WHEREAS, said agreement provided for the transfer of HUD owned-properties to Urban Development Resources, Inc. in behalf of the City of Newark for the nominal consideration.

WHEREAS, the City and HUD have agreed to convey the herein mentioned properties for the sum of \$32,000.00.

WHEREAS, the properties and the amounts of purchase are:

<u>Address</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
69 Hudson Street	2843	13	\$9,000.00
18 Cypress Street	3077	5	\$8,000.00
75 Wakeman Avenue	613	13	\$15,000.00

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY;

1. That the City of Newark purchase from HUD the above mentioned properties in the amount so listed provided that a marketable title respective to each property in the opinion of the City's Corporation Counsel can be vested in the City of Newark.

2. That copies of the deeds to the properties shall be filed in the Office of the City Clerk of the City of Newark by the Executive Director of MPDO/CDA.

3. This Ordinance shall take effect after final passage and publication in accordance with the Laws of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

President Grant queried as to what agency would handle this.

Chief Accountant Fitzsimons replied that Urban Resources, Inc. would handle it.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to regulate the closing of streets in the City of Newark.
(Eliminates classes of roadways (i.e. principal, collector, etc.); makes
the collection of signatures by area residents permissive rather than mandatory
and exempts governmental agencies and/or public utility companies from any new
restrictions)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Director of Engineering is designated by Newark Revised Ordinance 23:4A-2 as the person responsible for granting approval for Street Closings.

WHEREAS, the Director of Engineering is authorized to promulgate rules and regulations for the approval of Street Closings.

WHEREAS, the State Department of Transportation has requested a minimum of 12 calendar days in advance of the actual street closing date to review and approve any regulation to this effect, pursuant to Section 40:67-16.10 of the Revised Statutes of the State of New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Department of Engineering shall not grant any permit for street closings unless the applicant, where practical, submit a copy of a statement of concurrence with the proposed street closing signed by the heads of not less than 51% of the households on the block or blocks to be closed.

Section 2. The Department of Engineering shall not grant any permit for street closings on applications submitted less than twenty calendar days in advance of the actual closing date.

Section 3. The Department of Engineering shall submit all applications for street closings to the Newark Police and Fire Departments for their review and shall obtain a recommendation prior to the granting of any permit for a street closing.

Section 4. The Department of Engineering shall prepare all forms for the application permit to be granted under this ordinance.

Section 5. There shall be assessed a fee of Ten (\$10.00) Dollars for the granting of each permit to cover the expenses which shall be assessed and collected by the Central Permit Office of the City of Newark.

Section 6. No language contained herein shall be construed to, in any manner, restrict or interfere with the partial or complete closing of a street, where such closing is necessary for the proper function of any governmental agency or public utility company. However, this in no way impairs any licensing or other requirements presently imposed on said utility companies.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6-S & F-bf) adopted November 22, 1966. (To adjust salaries as per arbitration award for the Professional Fire Officers' Association, Local 1860, I.A.F.F., AFL-CIO)

(Chief of Fire Signal System Operation-Fiscal Impact- 1982-\$3,154.07; 1983-\$6,593.16
Chief of Fire Signal System Maintenance and Construction- Fiscal Impact-1982-\$2,881.12;
1983-\$6,279.17)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6S&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended by adjusting the salary ranges to be effective January 1, 1982 as follows to wit:

POSITION	NO. OF POS.	EFFEC. DATE	ANN. MIN. SALARY	MIDDLE STEP	ANN. MAX. SALARY
Chief of Fire Signal System Operation 134502	1	1/1/82 1/1/83	\$31,082.89 33,880.35	\$31,958.69 34,834.97	\$32,842.57 35,798.40
Chief of Fire Signal System Maintenance and Construction 134501	1	1/1/82 1/1/83	31,082.89 33,880.35	31,958.69 34,834.97	32,842.57 35,798.40

SECTION 2. The salaries hereinabove noted shall be effective January 1, 1982.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum and annual maximum salaries therefor which are inconsistent herewith, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & Frj.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Section 2:14-5.1(b) of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966. (To provide increased annual vacation leave for certain employees of the Fire Department represented by the Professional Fire Officers' Association, Local 1860, AFL-CIO)

(No Fiscal Impact unless an employee is assigned to fill positions in an acting capacity or through overtime)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, as the result of an arbitrator's award the City is obligated to provide additional vacation leave to certain employees in the Fire Department represented by the Professional Fire Officers' Association, Local 1860, AFL-CIO;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 2:14-5.1(b) of Title 2, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, be and the same is hereby amended and supplemented as follows:

2:14-5.1(b) Annual Vacation Leave for Certain Members of the Fire and Police Departments.

- (b) Effective January 1, 1983, those employees who are represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO shall be entitled to annual vacation leave with pay as follows:

	<u>NO. OF DAYS</u>
Chief of Fire Signal System Operation, Chief of Fire Signal System Maintenance & Construction	24
Battalion Fire Chief, Assistant Chief of Fire Signal System Operations, Assistant Chief of Fire Signal System Maintenance and Construction, Supervising Fire Protection Inspector, Chief of Fire Apparatus, Chief Inspector of Combustibles	22
Fire Captain, Foreman Fire Alarm Telegraph Chief Fire Alarm Operator, Lineman Foreman	20

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SECTION 2. That all prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. That this ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to return the ordinance to Administration was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance amending Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board, Sections 4, 6, 7, 8, 11, 16 and 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Business Administrator Hill, Acting Corporation Counsel Pidgeon and Rent Control Administrator Smith met with Council August 16, 1983)

(Rent Control Administrator Smith, Water Accounting and Customer Service Director Paradise, Mr. Kenneth Louis, Vice-President, Governmental Affairs, Chamber of Commerce met with Council September 20, 1983)

(Business Administrator Hill, Rent Control Administrator Smith, Mr. Kenneth Louis, Vice-President, Governmental Affairs, Chamber of Commerce and Tenant and Landlord Representatives met with Council September 27, 1983)

(Assistant Corporation Counsel Hugh Gallagher, Rent Control Administrator Smith, Mr. Kenneth Louis, Vice-President, Governmental Affairs, Chamber of Commerce, Tenant and Landlord Representatives met with Council, October 18, 1983)

A motion to reject the ordinance was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Tucker stated that under the existing ordinance, landlords can automatically impose 6% "hardship" increase each year. He said landlords could also impose a utility surcharge on the tenants for water and fuel bills that escalate. He explained this has to be proven by 10% over the previous year. He added that the landlords could also increase the rents if they prove they are suffering economic hardships.

He stated with the proposed ordinance, the landlords would have to wait a year before applying for relief if their property is not registered with the Rent Control Board.

Councilman Carrino said he could not believe how many property owners do not register their property.

Councilman James wanted to know if there was any law which could help a person purchasing a piece of property.

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Councilman Tucker mentioned a case he was familiar with in which the Superior Court made a decision that the Rent Control Board could not prevent the landlord from making a fair rate of return. He added the court ruled that if the landlord invested money to purchase a home, they would have to deal with the 11.5%, and the improved equity on what the City would regulate.

Councilman James said he would like to be in receipt of that court case. He felt this would place a great amount of integrity on the homeowner.

Councilman Tucker indicated the proposed ordinance could not regulate poor management of the landlord, but could enforce the codes.

The motion to reject the ordinance was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

(Councilman Payne arrived at 8:42 P.M.)

At a later time after 6-HC-a. a motion to reconsider Ordinance 6-S & F-k was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to reject the ordinance was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Debt Statement)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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HEARINGS OF CITIZENS.

6-HC-a. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Council with respect to Reaganomics; having firearms in the home and drugs in and around the City of Newark.

6-HC-b. MR. FRANK HUTCHINS, 469 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Council with his concerns on abandonment of homes taking place in his neighborhood. He asked the Council if they would set up a commission which dealt with that specific problem.

He thanked the Council for rejecting the Rent Control Ordinance.

Councilman James asked Mr. Hutchins if he was supporting the amendments in the proposed ordinance.

Mr. Hutchins replied in the affirmative. He said he thought it was a true compromise.

6-HC-c. MR. MANUEL TIRADO, 9 SOUTH STREET, NEWARK, NEW JERSEY, also thanked the Council for rejecting the Rent Control Ordinance.

He informed the Council he was in favor of rehabilitating Newark. He felt it was a shame that some neighborhoods were deteriorating because of abandoned buildings.

6-HC-d. MR. ROBERT CARTWRIGHT, 137 FLEMING AVENUE, NEWARK, NEW JERSEY, thanked the Council for their support in helping with Rent Control.

He informed the Council he was in favor of the commission Mr. Hutchins mentioned previously. He indicated that you had to remember when abandonment takes over the neighborhoods, arson could also follow.

A motion to permit Mr. Charles Campbell and Mr. Anthony Capelo, Esq. to speak under Hearings of Citizens was made by Councilman Payne, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-e. MR. CHARLES CAMPBELL, 52 KENMORE AVENUE, NEWARK, NEW JERSEY, addressed the Council with respect to an abandoned building on the corner of Clinton Place. He felt the City should set up a curfew to avoid the problem of vandalism.

President Grant directed the City Clerk to invite Mr. Campbell to the Special Conference, October 25, 1983, to discuss this matter further. He informed Mr. Campbell that the information received by him would be forwarded to the Mayor's Office so the problem of the abandoned building could be resolved.

6-HC-f. MR. ANTHONY CAPELO, ESQ., 76 PROSPECT STREET, NEWARK, NEW JERSEY, addressed the Council with respect to Ordinance 8-w, which adjusts the salary range for Zoning Officer, in the Board of Adjustment.

He informed the Council that litigation is currently before the Appellate Division of the Superior Court on this matter. He indicated that on November 2, 1982, Mr. Alphonse Stoia was elected Secretary of the Board of Adjustment. He stated that office was established by State Statute. He said the Statute did not define the duties of the Board of Adjustment. He mentioned the duties entailed zoning matters, making zoning determinations and decisions of the Board, etc. He further added that certain actions were taken against the Secretary of the Board of Adjustment. He stated the salary of the Secretary was cut by 90%. He indicated the zoning position was not represented by Civil Service.

He asked the Council to consider the ordinance before voting on it with respect to ratifying the decision of the Zoning Officer, and usurping the duties of the Secretary of the Board of Adjustment. He asked the Council to get involved in the litigation on the court aspect.

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Councilman Carrino stated the ordinance was only giving the position a 5% raise.

Mr. Capelo said it reduced the salary of the Secretary of the Board of Adjustment in the past.

Councilman Tucker requested advice from the Law Department.

Mr. Leo Schwartz, Assistant Corporation Counsel, said he would refrain from commenting on the subject. He felt this would jeopardize the City's position.

Mr. Capelo asked if the City's Law Department could take a look at this matter to see how it would affect the zoning laws of the City.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 30 Walnut Street, Block 880, Lot 1, Newark, New Jersey; pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Tucker asked the Law Department representative, Mr. Leo Schwartz, if he would research the legal aspect of the leasing procedure on this matter.

President Grant directed the Law Department to do further research on this matter and report back to the Council with their findings.

The motion to table the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, Villani.

No: Councilmen Branch, Carrino, James, President Grant.

7-R-b. Resolution adopting Newark Affirmative Action Program, as amended. (Employment of minorities and the utilization of minority business enterprises in construction contracts and tax abatement agreements with the City of Newark)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-c. Resolution authorizing Director of Engineering to execute contract on behalf of City of Newark with Madison Madison International, 972 Broad Street, Suite 601, Newark, for design services for the rehabilitation of Rotunda Pool and Recreation Center and rehabilitation of Joseph Kasberger Field Recreation Center, for total sum of \$101,000.; further authorizing Director of Engineering to execute change orders as needed to fulfill goals of this project in net amount not to exceed \$4,500.; funds provided by Capital Budgets. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1) (a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, President Grant.

No: Councilman Carrino.

Not Voting: Councilwoman Villani.

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7-R-d. Resolution authorizing Executive Director of Newark Watershed Conservation and Development Corporation to enter into contract with Morin Hardwood, for timber cutting of approximately 338,000 board feet of timber, in amount of \$86,210.; funds shall be collected pursuant to Resolution 7-R-h, March 20, 1974, as amended by Resolution 7-R-k, July 16, 1975.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-e. Resolution authorizing Finance Director to issue and deliver check in sum of \$9,386. payable to R & G Affiliates, Inc., and Kaplan and Stier, Esqs., 555 Bloomfield Avenue, Bloomfield, upon receipt of all documents deemed necessary by Corporation Counsel; R & G Affiliates instituted suit against City in Superior Court, Law Division, Essex County, for breach of contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-f. Resolution granting extension of leave of absence without pay to Meenathathil C. Alexander, Budget Examiner, Department of Administration, Division of Budget, for period beginning August 27, 1983 and ending February 27, 1984. (To serve in Federal Program - First leave began February 27, 1981)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-g. Resolution granting extension of leave of absence without pay to Angela Corbo, Community Relations Specialist, Office of the Mayor, Human Rights Commission, for period beginning October 1, 1983 and ending April 1, 1984. (Position of Management Procedures Analyst, N.R.H.A. - First leave began April 1, 1980)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-h. Resolution granting extension of leave of absence without pay to Daniel W. Blue, Jr., Executive Director, Human Rights Commission, for period beginning September 20, 1983 and ending March 20, 1984. (Assistant Executive Director, Newark Housing Redevelopment Authority - First leave began March 20, 1978)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-i.

Resolution designating parking prohibited at all times on St. Charles Street, east side, beginning 100 feet north of the northerly curbside of Komorn Street and extending 100 feet northerly therefrom; pursuant to Section 39:4-8 of Title 39, of the Revised Statutes of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-j.

Resolution ratifying contract with Atlantic Elevator Co., Inc., for period September 1, 1983 to October 19, 1983; further authorizing Business Administrator to enter into contract with Atlantic Elevator Co., Inc., 841 Mt. Prospect Avenue, Newark, for provision of elevator maintenance service for the City of Newark, lowest responsible bid received, for period October 20, 1983 to August 31, 1986; \$30,000. encumbered in 1983 Adopted Budget of Division of Public Buildings to commence program, any future expenditures are contingent upon and subject to appropriation and approval of funds in those fiscal years.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Branch.

7-R-k.

Resolution ratifying contracts with three contractors for period September 1, 1983 to October 19, 1983; further authorizing Business Administrator to enter into contracts with Master Investigative and Detective Agency, 44 Glenwood Avenue, East Orange, Allied Security, Inc., P.O. Box 3102, East Orange and Soper Security Services, Inc., 632 Roosevelt Avenue, Carteret, for provision of security services for City of Newark, lowest responsible bids received, for period October 20, 1983 to August 31, 1984; contract shall not exceed \$450,000. between three contractors and Director of Department of General Services shall use funds according to particular need of service.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Elton Hill, General Services Director Vincent Toma and Purchasing Agent Louis Lucarelli to the pre-meeting conference, November 1, 1983, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

October 19, 1983

7-R-l. Resolution rejecting bids received July 29, 1983, since specifications did not set forth all requirements deemed necessary by City; further authorizing Director of Engineering to execute contract with Self-Reliance Inc., 2425 18th Street, N.W., Washington, D.C., only bid received, to perform Waster Utilization Study, Prepare Plan of Action and Consultation for Community Mobilization, for total sum of \$9,850.; funding provided in amount of \$9,740. (Only bid received)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-m. Resolution confirming action taken by Director of Engineering to secure services of Gunite Grout, Inc., for Springfield Avenue Emergency Sewer Repair, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to render payment to Gunite Grout, Inc., 315 South Court Street, Florence, Alabama, for Springfield Avenue Emergency Sewer Repair, in sum of \$36,920.; further authorizing Director of Engineering to execute change orders as needed to fulfill goals of project in net amount not to exceed additional \$2,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-n. Resolution granting extension of leave of absence without pay to Fleming Jones, Jr., Municipal Comptroller, Department of Finance, Division of Accounts and Control, for period beginning August 16, 1983 and ending February 16, 1984. (Appointed Director of Finance - First leave began September 9, 1977)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o. Resolution authorizing Purchasing Agent to sell timber, not needed for public use; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-36.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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7-R-p. Resolution authorizing Acting Tax Collector to sell at Public Auction, December 8, 1983, at 10:30 A.M., Council Chamber, parcels of Real Property subject to said tax or municipal liens, pursuant to N.J.S.A. 54:5-19 to 54:5-111, et. seq., as amended and supplemented; further empowering Acting Tax Collector to adjourn sale pursuant to N.J.S.A. 54:5-28.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q. Resolution authorizing Director of Engineering to execute agreement with State of New Jersey, Department of Transportation, for installation of bicycle racks and lockers in City, funds shall be shared between State of New Jersey and Federal Government with no direct City funds being required.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r. Resolution transferring \$128,652.88 from Municipal Current Fund to H.C.D.A. Trust Account, Fund 26, Account 4670, Demolition Liens - Law Department.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Tucker questioned Mr. Leo Schwartz, a representative from the Law Department, on the utilization of funds for housing.

Mr. Schwartz said he would do research on the matter and report back to the Council on his findings.

Councilman Branch and Councilman Carrino withdrew their motions to adopt the resolution.

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Elton Hill, Assistant Business Administrator Thomas Banker, Corporation Counsel John Teare and Finance Director Fleming Jones to the pre-meeting conference, November 1, 1983, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s. Resolution authorizing Finance Director to issue and deliver check in sum of \$5,000. payable to Jose Ortiz and Floyd C. Goldsman, Esq., 425 Northfield Avenue, West Orange, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Ortiz instituted suit in Superior Court of New Jersey, against City for damages sustained to his property located at 254 Broadway, Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

October 19, 1983

7-R-t. Resolution rejecting bids received August 22, 1983, for property 283 16th Avenue, Block 335, Lot 28, since bidder did not conform to conditions of submitting Certificate of Incorporation and providing liability insurance.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Councilman Rice requested the bidder's name be listed on future agendas.

7-R-u. Resolution authorizing Director of Engineering to execute agreement with State of New Jersey, Commissioner of Transportation, for relocation of certain water facilities of City to accomodate improvement of Frelinghuysen Avenue; cost for construction of high pressure water main from Wharton Street to Evergreen Street not to exceed \$27,000.; funds provided in 1983 Capital Improvements.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly - Project Income and U.S.D.A. Cash, \$70,630.12; Item available from Division on Aging, County of Essex, State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Public Health Priority Funding, \$255,482.; Item available from New Jersey State Department of Health.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x. Resolution adopting a joint resolution of the Board of Education of the City of Newark, in the County of Essex, and the Municipal Council of the City of Newark, approving a settlement of the appeal of the Board of Education from the reduction of its Budget for current expenses of the 1983-1984 School Year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Assistant Business Administrator Thomas Banker, Assistant Corporation Counsel Rosalind Bressler, Board of Education Executive Superintendent Dr. Columbus Salley, President Carl Sharif, Mr. Louis Rosen, Esq., and Board Members to the special conference, October 25, 1983, was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Rice mentioned the Board of Education had \$4,000,000. and the Council still did not know what it was going to be used for.

Councilman Martinez wanted to know what the money was going to be used for, education or higher salaries? He felt a meeting should be set up with the Board to discuss this legislation.

President Grant asked City Clerk D'Ascensio if any further information was received from the Board of Education?

City Clerk D'Ascensio replied that no further information had been received.

Councilman Rice mentioned that no legal determination has been made yet.

Councilman James stated if the Courts give the Board \$8,000,000. that would mean the property owners would have higher taxes. He said the taxpayers can not afford the burden.

Councilman Branch felt the money could be used for a better recreation program.

Councilman Tucker stated that the cuts would have to be identified. He also stated the City was not in the position of dealing with the dollar amount.

Councilman Carrino suggested that the Law Department find out when the last possible date is when this could be acted upon.

Mr. Leo Schwartz, a representative from the Law Department said he would find that information out and forward it to the Council.

President Grant directed that he would call a special meeting, Tuesday, October 25, 1983, to consider this legislation.

The motion to defer action on the resolution and invite Assistant Business Administrator Thomas Banker, Assistant Corporation Counsel Rosalind Bressler, Board of Education Executive Superintendent Dr. Columbus Salley, President Carl Sharif, Mr. Louis Rosen, Esq., and Board Members was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Carrino.

7-R-y.

Resolution by the Newark Municipal Council recognizing and commending the young men and women who represented the City of Newark in the Seventeenth Annual United States Youth Games held this past August at Clark University in Worcester, Massachusetts.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act Ninth Year Funds (H.C.D.A. IX), Various Projects; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.
(A.S.)

Resolution authorizing transfer of funds for Various Projects within the Emergency Jobs Act; pursuant to Resolution 7-R-a (S-1), August 16, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.
(A.S.)

Resolution recognizing and commending John Cantalupo, President of the Ironbound Little League, for many years of civic service to the Newark community.

October 19, 1983

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc. Resolution recognizing and commending Trustee Wilbur Ray for a lifetime of
 (A.S.) positive contributions and service to the community.

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd. Resolution by the Newark Municipal Council recognizing and commending E. Wyman
 (A.S.) Garrett, M.D., for many years of outstanding civic service to the Newark Community.

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be. Resolution calling upon the Kean Administration to adopt State Legislation which
 (A.S.) would provide for low-interest loans for owner occupied three and four-family dwellings
 mandated to install electronic smoke alarm systems.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf. Resolution by the Newark Municipal Council welcoming Michael Manley, former Prime
 (A.S.) Minister of Jamaica, on his visit to the Greater Newark Community.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilmen Carrino, James.

7-R-bg. Resolution authorizing Mayor, in conjunction with Newark Economic Development
 (A.S.) Corporation, to file application for an Urban Development Action Grant in amount of
 \$2,460,000. under the Housing and Community Development Act of 1974, as amended, with
 the United States Department of Housing and Urban Development, in compliance with
 Federal Regulations Governing Aid Grant Application. (F & C Associates, for purpose of
 developing a new 7-story, 180 room hotel adjacent to intersection of Routes 1 and 9
 and New Jersey Turnpike, Tax Block 5090, Lot 28).
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh. Resolution authorizing Mayor, in conjunction with Newark Economic Development
 (A.S.) Corporation, to file application for an Urban Development Action Grant in amount of
 \$2,500,000. under the Housing and Community Development Act of 1974, as amended, with
 the United States Department of Housing and Urban Development, in compliance with
 Federal Regulations Governing Aid Grant Application. (Neighborhood Improvement Program
 III, providing a rebate to homeowners for improving their properties).
 (Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.
(A.S.) Resolution by the Newark Municipal Council expressing profound sorrow and regret upon the passing of Ms. Shirley F. Green, longtime employee of the City of Newark.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.
(A.S.) Resolution recognizing and commending Bishop Jeff Banks for 18 years as Pastor of Revival Temple Church of God in Christ and for his many positive contributions to the Greater Newark Community.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.
(A.S.) Resolution designating October 24, 1983, as United Nations Day in the City of Newark, and calling on all citizens to participate in activities in support of the World Organization and its quest for peace.

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.
(A.S.) Resolution rejecting bid of Weir Corporation t/a Viking Structures, bid failed to comply with specifications; further authorizing Director of Engineering to execute contract with Holmsten Ice Rinks, Inc., 1802 Como Avenue, St. Paul, Minnesota, for provision and installation of ice hockey rink dasher assembly, for total sum of \$107,915.; further authorizing Director of Engineering to execute change orders as needed to fulfill goals of project in net amount not to exceed additional \$4,500.; funds provided in 1983 Adopted Budget. (Ironbound Stadium)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.
(A.S.) Resolution recognizing the Essex County Democratic Women for their work in the Community.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bn.
(A.S.) Resolution recognizing the excellent work and service of the Emanuel Senior Day Care Center on the occasion of its Eighth Anniversary.

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

October 19, 1983

7-R-bo. Resolution authorizing transfer of Housing and Community Development Act
(A.S.) Seventh Year (H.C.D.A. VII) funds; St. Columba Neighborhood Club to Urban Renewal;
pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp. Resolution urging all citizens of Newark to support and participate in the
(A.S.) March on Trenton on Saturday, October 29, 1983, to continue the commemoration of
the 1983 March on Washington and to call for an increased commitment throughout New
Jersey to the dream of Dr. Martin Luther King, Jr.

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq. Resolution recognizing and commending the Newark Coalition for Neighborhoods on
(A.S.) the occasion of its first annual "Recognition Affair."

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br. Resolution recognizing and commending Fred Landolphi for his work and dedication
(A.S.) as educator, humanitarian and former principal of South Side High School; also
commending John Brovaco, John Coppock and Robert Johnson, former teachers at South Side.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bs. Resolution authorizing Mayor and Director of Office of Planning and Grantsmanship
(A.S.) to submit application to New Jersey Department of Community Affairs, in amount of
\$137,986., for implementation of Neighborhood Preservation Program.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

A motion to remove from the Table "Resolution authorizing Director of Engineering to execute contract with City Construction Development, Inc., 976 Westside Avenue, Jersey City, lowest responsible bidder, for demolition of 474-476 Orange Street, a/k/a 130-136 North 6th Street (Block 188, Lot 8 - North District Police Station), for sum of \$20,000.; funds provided in 1983 Adopted Budget - Contract Demolition," was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

October 19, 1983

7-R-bt.
(A.S.)

Resolution authorizing Director of Engineering to execute contract with City Construction Development, Inc., 976 Westside Avenue, Jersey City, lowest responsible bidder, for demolition of 474-476 Orange Street a/k/a 130-136 North 6th Street (Block 188, Lot 8 - North District Police Station), for sum of \$20,000.; funds provided in 1983 Adopted Budget - Contract Demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled September 27, 1983)
(Resolution removed from the table October 19, 1983)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bu.
(A.S.)

Resolution authorizing President of Newark Municipal Council, on behalf of Members of Municipal Council, to engage special counsel for purpose of representing Newark Municipal Council in the matter of Vincent Masullo and Helen Masullo vs. Municipal Council of the City of Newark and Treat Caterers; in accordance with terms of a contract to be negotiated.

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.
No: Councilman Martinez.

7-R-bv.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act, Third Year (H.C.D.A. III) - \$100,000. to Housing and Community Development Act, Fifth Year (H.C.D.A. V), Neighborhood Housing Services, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bw.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act, Third Year (H.C.D.A. III) - \$57,074.32 to Housing and Community Development Act, Fourth Year (H.C.D.A. IV), Neighborhood Improvement Loan, Other Expenses; pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bx.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act, Third Year (H.C.D.A. III), Neighborhood Housing Services, Other Expenses - \$100,000. to Housing and Community Development Act, Fifth Year (H.C.D.A. V); pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.
(A.S.)

Resolution authorizing transfer of funds from Housing and Community Development Act, Third Year (H.C.D.A. III), Neighborhood Housing Improvement Loan, Other Expenses - \$57,074.32 to Housing and Community Development Act, Fourth Year (H.C.D.A. IV); pursuant to Ordinance 6-S & F-d, April 16, 1980.

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

October 19, 1983

Motions.

- 7-M-a. A MOTION APPLAUDING THE UNITED STATES SENATE AND HOUSE OF REPRESENTATIVES ON THEIR PASSAGE OF THE BILL TO MAKE THE BIRTHDAY OF DR. MARTIN LUTHER KING, JR., A NATIONAL HOLIDAY, AND CALLING ON PRESIDENT REAGAN TO SIGN THIS MEASURE AS SOON AS POSSIBLE, was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF VASCO S. JARDIM, ONE OF THE FOREMOST LEADERS OF NEWARK'S PORTUGUESE COMMUNITY, was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-c. A MOTION REQUESTING THE SECRETARY OF THE ESSEX COUNTY COLLEGE BOARD OF TRUSTEES TO SEND TO THE MUNICIPAL COUNCIL THE MINUTES OF THE BOARD'S SEPTEMBER AND OCTOBER 1983 MEETINGS, was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-d. A MOTION COMMENDING THE HONORABLE THOMAS KEAN, GOVERNOR OF THE STATE OF NEW JERSEY, FOR HIS RECENT ACTIONS IN VETOING THE MINUTES OF A PORT AUTHORITY MEETING WHICH RESULTED IN THE AWARDING OF A MULTI-MILLION DOLLAR CONTRACT TO A MINORITY CONTRACTOR, MALCOLM DUNN AND SONS, THE LOWEST RESPONSIBLE BIDDER ON SAID CONTRACT, was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-e. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO RETAIN AN OUTSIDE CONSULTANT TO FIND THE CAUSES OF CONTAMINATED WATER IN THE CITY OF NEWARK; FURTHER REQUESTING THE U.S. ENVIRONMENTAL PROTECTION ADMINISTRATION AND THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TO ASSIST THE CITY OF NEWARK IN DIAGNOSING AND RESOLVING THE PROBLEM, was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-f. A MOTION REQUESTING BUSINESS ADMINISTRATOR ELTON HILL AND PRESIDING JUDGE BETTY LESTER TO REPORT ON THE FEASIBILITY OF RETAINING A PRIVATE COLLECTION AGENCY TO PURSUE UNPAID TRAFFIC SUMMONSES IN THE CITY OF NEWARK, was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
- 7-M-g. A MOTION CALLING ON AIR FORCE SECRETARY VERNE ORR AND THE AIR FORCE'S MILITARY AIRLIFT COMMAND (MAC) TO GIVE TOP CONSIDERATION TO NEWARK INTERNATIONAL AIRPORT AS THE MOST FACILITY FOR THE AIR FORCE'S NORTHEAST GATEWAY; FURTHER ASKING GOVERNOR THOMAS KEAN, BOTH HOUSES OF THE NEW JERSEY STATE LEGISLATURE, AND ELECTED OFFICIALS FROM COUNTY AND LOCAL GOVERNMENTS THROUGHOUT THE STATE TO TAKE OFFICIAL ACTION IN SHOWING THEIR SUPPORT FOR THE CHOICE OF NEWARK INTERNATIONAL AIRPORT AS THE AIR FORCE'S NORTHEAST GATEWAY, was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.
Not Voting: Councilman Martinez.

7-M-h. A MOTION DIRECTING THE CITY CLERK TO PREPARE AN AMENDMENT TO TITLE 2, CHAPTER 5, OFFICE OF REAL PROPERTY, TO ADD SPECIFIC MINIMUM SIZES FOR ALL ZONES TO THE DEFINITION OF "NON-DEVELOPMENTAL PROPERTY" FOR WHICH NOTICES OF PENDING SALE MUST BE SENT FIRST TO CONTIGUOUS PROPERTY OWNERS, was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-i. A MOTION SUPPORTING THE NUCLEAR WALK IN NEWARK, SATURDAY, OCTOBER 22, AND URGING PEOPLE TO PARTICIPATE IN SHOWING THEIR OPPOSITION TO THE FURTHER DEPLOYMENT OF NUCLEAR WEAPONS; IN ADDITION, CALLING ON NEWARK CITIZENS TO LEND THEIR SUPPORT TO THE UNIVERSAL PLEA FOR A MUTUAL AND VERIFIABLE NUCLEAR WEAPONS FREEZE, was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-j. A MOTION URGING ALL ALUMNI, FACULTY MEMBERS AND STUDENTS OF ESSEX COUNTY COLLEGE, THE NEW JERSEY INSTITUTE OF TECHNOLOGY, RUTGERS UNIVERSITY AND THE UNIVERSITY OF MEDICINE AND DENTISTRY AND RESIDENTS OF THE GREATER NEWARK COMMUNITY TO PARTICIPATE BY ATTENDING A CONFERENCE TO EXAMINE ISSUES RELATED TO STRATEGIC DEFENSE AND NUCLEAR WAR ON NOVEMBER 2ND AND 3RD, 1983, AT THE NEW JERSEY INSTITUTE OF TECHNOLOGY, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented Communication From Business Administrator Hill, received October 5, 1983, enclosing proposed "Ordinance to establish a Historical-Heritage Commission of the City of Newark and providing for the appointment of its Members; and outlining the powers and duties of said commission."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-b. The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark', Ordinance 6-S & F-d, adopted March 3, 1982. (To adjust medical benefits).
(Upgraded health benefits - Fiscal Impact-1984-\$20,816.40)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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8-c.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to establish a longevity pay allowance for employees of the City of Newark, New Jersey" (6-S & F-h) adopted November 3, 1966, as amended. (To adjust longevity pay for Fire Chief)."
(Longevity Increase for Fire Chief - Fiscal Impact-1984-\$211.04)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance to establish a longevity pay allowance for employees of the City of Newark, New Jersey,' (6-S & F-h) adopted November 3, 1966, as amended. (To adjust longevity pay for Police Chief)."

(Longevity increase for Police Chief - Fiscal Impact-\$211.04)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The City Clerk presented Communication From Business Administrator Hill,
received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance
entitled, 'An ordinance creating positions in the Office of the Mayor and establishing
salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust
the salary of Mayor)."

(Mayor 1/1/83 \$55,125.00 - \$55,125.00
1/1/84 57,881.25 - 57,881.25)
(Not Covered by Civil Service Association, Essex Council #1 - 5% Increase
for 1983 and 1984 - Fiscal Impact-1983-\$2,730.; 1984-\$2,867.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
 Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
 Not Voting: Councilman Carrino.

8-f.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor,' (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman)."

(President,	1/1/83	\$28,350.00 - \$28,350.00
Municipal Council	1/1/84	29,767.50 - 29,767.50
Councilman	1/1/83	25,725.00 - 25,725.00
	1/1/84	27,011.25 - 27,011.25)

(Not covered by Civil Service Association, Essex Council #1 - President
- Municipal Council - 5% increase for 1983 and 1984 - Fiscal Impact-1983-\$1,350.;
1984-\$1,418. Councilman - 5% increase for 1983 and 1984 - Fiscal Impact -
1983-\$9,947.; 1984-\$10,444.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:
 Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.
 No: Councilmen James, Payne, Rice.
 Not Voting: Councilman Carrino.

8-g.

The City Clerk presented Proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(City Clerk	1/1/84	\$54,241.96
Chief Analyst, City Clerk (37½ Hours)	1/1/84	43,462.78
Administrative Assistant, City Clerk (37½ Hours)	1/1/84	41,354.06
Chief Accountant, City Clerk (37½ Hours)	1/1/84	37,003.89)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1984 - Fiscal Impact - 1984 - \$8,384.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.

No: Councilmen James.

Not Voting: Councilmen Carrino, Payne, Rice.

8-h.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust the salaries of Business Administrator and Assistant Business Administrator)

(Business Administrator	1/1/83	\$52,500.00 - \$52,500.00
	1/1/84	55,125.00 - 55,125.00
Assistant Business	1/1/83	46,902.74 - 46,902.74
Administrator	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Business Administrator - Fiscal Impact-1983-\$2,600.; 1984-\$2,730. -Assistant Business Administrator-Fiscal Impact-1983-\$2,233.; 1984-\$2,345.13)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Payne.

8-i.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto. (To adjust salary for Corporation Counsel).

(Corporation Counsel	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,323.; 1984- \$2,439.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Payne, Tucker, Villani.

October 19, 1983

At a later time after Ordinance 8-m. a motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice.

No: Councilmen Carrino, James.

Not Voting: Councilmen Branch, Payne, Tucker, Villani, President Grant.

8-j.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Finance)."

(Director, Department of 1/1/83 \$46,902.74 - \$46,902.74

Finance 1/1/84 49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact-1983-\$2,412.; 1984-\$2,533.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Branch, Carrino, Payne.

At a later time after Ordinance 8-m. a motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice.

No: Councilmen Carrino, James.

Not Voting: Councilmen Branch, Payne, Tucker, Villani, President Grant.

8-k.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor,' (6-S & F-i) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Department of Recreation and Parks)."

(Director, Department of 1/1/83 \$46,902.74 - \$46,902.74

Recreation and Parks 1/1/84 49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 26% increase for 1983; 5% increase for 1984; Fiscal Impact-1983- \$10,257.82; 1984-\$2,485.84)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Payne, Tucker.

At a later time after Ordinance 8-m. a motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice.

No: Councilmen Carrino, James.

Not Voting: Councilmen Branch, Payne, Tucker, Villani, President Grant.

8-l.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services)."

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
General Services	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,457.; 1984- \$2,580.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilwoman Villani and failed of adoption by the following votes:

Yes: Councilmen Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Branch, Carrino, Payne.

At a later time after Ordinance 8-m. a motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Martinez, Rice.

No: Councilmen Carrino, James.

Not Voting: Councilmen Branch, Payne, Tucker, Villani, President Grant.

8-m.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Police Department)."

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Police	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,367.; 1984- \$2,486.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Rice.

There was no second to the motion.

A motion to defer action on the ordinance was made by Councilman Rice.

There was no second to the motion.

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Payne.

8-n.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Fire and establishing salaries therefor,' (6-S & F-l) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Department of Fire)."

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Fire	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,457.; 1984- \$2,580.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

October 19, 1983

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Rice, Villani, President Grant.
No: Councilman James.
Not Voting: Councilmen Carrino, Payne, Tucker.

8-o. The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Health and Welfare)."
(Director, Department of 1/1/83 \$46,902.74 - \$46,902.74
Health and Welfare 1/1/84 49,247.87 - 49,247.87)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,278.; 1984- \$2,392.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.
No: Councilmen James, Rice.
Not Voting: Councilmen Carrino, Payne.

8-p. The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Engineering)."
(Director, Department of 1/1/83 \$46,902.74 - \$46,902.74
Engineering 1/1/84 49,247.87 - 49,247.87)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,367.; 1984- \$2,486.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.
No: Councilmen James, Rice.
Not Voting: Councilmen Carrino, Payne.

8-q. The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey.' (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Police Deputy Chiefs)."
(Police Deputy 8 1/1/83 \$34,093.33 - \$35,120.80 - \$36,157.95
Chiefs (40 Hours) 1/1/84 35,797.99 - 36,876.84 - 37,965.84)
(5% increases for 1983 and 1984; Fiscal Impact-1983-\$10,051.; 1984-\$10,614.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
No: Councilman James.
Not Voting: Councilmen Carrino, Payne.

October 19, 1983

8-r.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Deputy Fire Chiefs)."

(Deputy Fire Chief	23	1/1/82	\$30,655.15 - \$31,518.89 - \$32,390.61
		1/1/83	32,954.28 - 33,882.80 - 34,819.90
		1/1/84	34,601.99 - 35,576.94 - 36,560.89)

(7½% for 1982 and 1983; 5% for 1984; Fiscal Impact-1982-\$55,139.; 1983-\$59,760.84; 1984-\$42,938.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez, President Grant.

No: Councilmen Branch, James, Rice.

Not Voting: Councilmen Payne, Tucker, Villani.

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Elton Hill, Assistant Business Administrator Thomas Banker, Corporation Counsel John Teare, Fire Director John Caufield and Personnel Officer Brenda Veltri to the pre-meeting conference, November 1, 1983, was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Payne.

8-s.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office)."

(Executive Director, M.P.D.O. 1/1/84 \$39,682.39 - \$48,234.91)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1984; Fiscal Impact-\$2,297.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilman Branch.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Martinez, Payne, Tucker, Villani, President Grant.

8-t.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office)."

(Director, Planning and Grantsmanship 1/1/84 \$39,682.39 - \$48,234.91)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1984; Fiscal Impact-\$1,991.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen Branch, James.

Not Voting: Councilmen Carrino, Payne.

8-u.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salaries in the Community Development Administration, Mayor's Policy and Development Office)."

(Communications Manager; Coordinator, Clean City; Director, Consumer Action; Manager, Consumer Action; Program Coordinator, Demolition) (5% increases for 1983 and 1984; Division Heads funded through H.C.D.A.; Fiscal Impact-1983-\$8,502.; 1984-\$8,927.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to return the ordinance to Administration and have individual ordinances resubmitted was made by Councilman Rice, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

No: Councilmen Branch, James.

Not Voting: Councilmen Carrino, Martinez, Payne, Villani, President Grant.

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilman Branch, President Grant.

No: Councilmen James, Martinez, Rice.

Not Voting: Councilmen Carrino, Payne, Tucker, Villani.

At a later time after Ordinance 8-v. Councilmen Rice and Martinez requested to have their motion to return to Administration amended to defer action on the ordinance and prepare separate ordinances for each title listed.

In response to the amended motion, Councilmen Carrino and Payne requested to have their votes changed from not voting to the affirmative.

The motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed was made by Councilmen Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Payne, Rice, Tucker.

No: Councilmen Branch, James.

Not Voting: Councilmen Martinez, Villani, President Grant.

8-v.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust salaries)."

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; except for Executive Director, Newark Human Rights Commission-41%-1983; 5%-1984; Fiscal Impact-1983-\$22,963.; 1984-\$23,276.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed and include the title of Assistant Secretary, Board of Adjustment was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman James.

8-w.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Zoning Officer)."

(Board of Adjustment		
Zoning Officer	1/1/83	\$25,579.49 - \$31,091.62
	1/1/84	26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council # 1 5% increases for 1983 and 1984; Fiscal Impact-1983-\$1,481.; 1984- \$1,555.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Rice, Tucker, President Grant.
Not Voting: Councilmen Carrino, Martinez, Payne, Villani.

8-x.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salaries)."

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 except for Contract Administrator- 28%-1983; 5%-1984; Fiscal Impact-1983-\$10,944.; 1984-\$10,560.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed and include the title of Treasurer, Employees Retirement System was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-y.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salaries)." (Budget Officer; City Personnel Officer; City Purchasing Agent; Director, Taxicab Division)

(Not covered by Civil Service Association - Essex Council # 1- 5% increases for 1983 and 1984; Fiscal Impact-1983-\$6,267.; 1984- \$6,782.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani.
No: Councilman James, President Grant.
Not Voting: Councilmen Carrino, Payne.

October 19, 1983

8-z.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust salaries)."

(Manager, Division of	1/1/83	\$25,579.49 - \$31,091.62
Motors	1/1/84	26,858.46 - 32,646.20

Manager, Division of	1/1/83	25,579.49 - 31,091.62
Public Buildings	1/1/84	26,858.46 - 32,646.20

Manager, Division of	1/1/83	25,579.49 - 31,091.62
Parks and Grounds	1/1/84	26,858.46 - 32,646.20

(Not covered by Civil Service Association - Essex Council # 1- 5% increases for 1983 and 1984; Fiscal Impact-1983-\$4,134.; 1984-\$4,605.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Branch and failed of adoption by the following votes: -
Yes: Councilmen Branch, Martinez, Villani.
No: Councilmen James, Rice.
Not Voting: Councilmen Carrino, Payne, Tucker, President Grant.

8-ba.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Police Chief)."

(Police Chief	1/1/83	\$40,102.05 - \$40,102.05
	1/1/84	42,107.15 - 42,107.15

(5% increases for 1983 and 1984; Fiscal Impact-1983-\$1,910.; 1984-\$2,005.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
No: Councilman James.
Not Voting: Councilmen Carrino, Payne.

8-bb.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor,' (6-S & F-l) adopted May 4, 1977 and amendments thereto. (To adjust the salary of the Fire Chief, U.F.D.)."

(Fire Chief U.F.D.	1/1/83	\$40,102.05 - \$40,102.05
	1/1/84	42,107.15 - 42,107.15

(5% increases for 1983 and 1984; Fiscal Impact-1983-\$1,910.; 1984-\$2,005.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Martinez, Rice, Tucker, Villani, President Grant.
No: Councilman James.
Not Voting: Councilmen Carrino, Payne.

October 19, 1983

8-bc.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salaries)."

(Director, Division of Inspections	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53
Director, Division of Welfare	1/1/83	27,982.45 - 34,012.89
	1/1/84	29,381.57 - 35,713.53
Health Officer	1/1/83	27,982.45 - 34,012.89
	1/1/84	29,381.57 - 35,713.53
Health Officer/Physician	1/1/83	43,749.48 - 53,179.80
	1/1/84	45,936.95 - 55,838.79)

(Not covered by Civil Service Association - Essex Council #1- 5% increases for 1983 and 1984; Fiscal Impact-1983-\$5,476.; 1984-\$5,943.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Payne, Tucker, Villani.

A motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, Villani.

No: Councilmen Branch, James.

Not Voting: Councilman Payne, President Grant.

8-bd.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salaries)."

(Manger, Division of Sanitation	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53
Manager, Division of Traffic and Signals	1/1/83	25,579.49 - 31,091.62
	1/1/84	26,858.46 - 32,646.20

Manager, Division of Water/Sewer Utility	1/1/83	27,982.45 - 34,012.89
	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council # 1- 5% increases for 1983 and 1984; Fiscal Impact-1983-\$4,552.; 1984-\$5,343.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani.

No: Councilman James, President Grant.

Not Voting: Councilman Payne.

October 19, 1983

8-be.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salaries in the Community Development Administration, Mayor's Policy and Development Office)."

(Real Estate Collection Officer (35 Hours)	1/1/82	\$18,178.56 - \$22,107.35
	1/1/83	19,087.48 - 23,212.71
Real Estate Repair and Maintenance Officer(35 Hours)	1/1/82	21,044.44 - 25,579.64
	1/1/83	21,044.45 - 25,579.49

Senior Real Estate Maintenance Inspector(35 Hours)	1/1/82	18,178.56 - 22,107.35
	1/1/83	19,087.48 - 23,212.71

Supervisor of Registry (35 Hours)	1/1/82	12,441.91 - 14,840.11
	1/1/83	13,064.00 - 15,582.11)

(Not covered by Civil Service Association - Essex Council #1- 5% increases for 1982 and 1983; previous Ordinance with same increase including 1985 tabled on October 20, 1982; Fiscal Impact- 1982-\$2,812.; 1983-\$2,953.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and amend by preparing separate ordinances for each title listed was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen Branch, James.

Not Voting: Councilman Payne.

8-bf.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Real Estate Manager)."

(Office of Real Property Real Estate Manager (35 Hours)	\$17,178.61 - \$20,891.44)
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(Civil Service Reclassification - Not covered by Civil Service Association - Essex Council #1 - No Fiscal Impact since it is only a title change)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilmen James, Rice.

8-bg.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5, Annual Vacation Leave, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 2:14-5)."

(Vacation Leave Increase - No Fiscal Impact unless someone is put into Acting capacity in police and fire titles)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilman Tucker.

8-bh.

The City Clerk presented Proposed "Ordinance requiring demolition contractors, to submit photographs of each site to the Municipal Council prior to payment." 33
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Carrino.

President Grant stated that it would appear that bid specifications for building demolitions would have to be amended to comply with the ordinance.

Mr. Leo Schwartz, representative from the Law Department replied that he would research the matter and report the information back to the Council.

The motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-bi.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance amending Chapter 14, Lane Use, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section 23:14-3."

(Restricted Lane Use - Only the indicated vehicles shall move on the designated lanes of Raymond Plaza West: Between Market Street and Raymond Boulevard. Buses and cabs only east of the traffic control island)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-bj.

The City Clerk presented Communication From Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Oraton Street."

(Oraton Street, between Chester Avenue and Delavan Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilwoman Villani, seconded by Councilman Carrino.

Councilman Payne mentioned he wanted Engineering Director Alvin Zach and Traffic and Signals Manager Vincent Palumbo invited to a future conference to discuss signs for various traffic ordinances.

The motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

October 19, 1983

8-bk.
(A.S.)

The City Clerk presented Proposed, "Ordinance amending and supplementing Title 15, Housing; Chapter 9B, Rent Control, Rent Control Board, Sections 4, 6, 7, 8, 9(H), 11 and 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

No: Councilman Rice.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a

Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 22, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO PROHIBIT DISTURBANCE OF STREET SURFACES FOR FIVE (5) YEARS."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

9-b.

Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "ORDINANCE AMENDING TITLE 22, STREETS AND SIDEWALKS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED, TO INCREASE THE FEES OF THE GRANTING OF PERMITS AND THE POSTING OF DEPOSITS."

(Increasing fee to \$75. for the Granting of Permits and Posting of Deposits)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilman Rice.

9-c.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed "ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE CREATING POSITIONS IN THE DEPARTMENT OF ENGINEERING AND ESTABLISHING SALARIES THEREFOR,' (6-S & F-n) ADOPTED MAY 4, 1977, AS AMENDED AND SUPPLEMENTED. (TO CREATE THE TITLE AND SALARY RANGE FOR RECYCLING COORDINATOR)."

(Recycling Coordinator

(35 Hours)

\$22,096.66 - \$26,858.62)

(New title being created - Not represented by Civil Service Association

- Essex Council #1 - Assuming the position will be filled on or about October 3rd at the minimum step, \$5,524 will be required. Of that amount, \$3,739. will be transferred from the incumbent's present position resulting in a net increase of \$1,785.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with Council October 18, 1983)

A motion directing the City Clerk to place this ordinance on the November 2, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:
 Yes: Councilmen Branch, Martinez, Tucker, Villani, President Grant.
 No: Councilmen James, Rice.
 Not Voting: Councilmen Carrino, Payne.

- 9-d. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed "ORDINANCE TO AMEND TITLE 2, CHAPTER II, HUMAN RIGHTS COMMISSION, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1966, AS AMENDED AND SUPPLEMENTED. (TO SUPPLEMENT POWERS OF THE AFFIRMATIVE ACTION REVIEW COUNCIL REGARDING MINORITY CONTRACTORS)."
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-e. Communication from Business Administrator Hill, received October 5, 1983, enclosing proposed, "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE WORKING TOGETHER FOR THE NEEDY FOUNDATION, INC., TENANT, FOR APPROXIMATELY 13,140 SQUARE FEET OF FLOOR SPACE OF THE PREMISES COMMONLY KNOWN AS 310-314 ELIZABETH AVENUE, FOR THE SUM OF ONE HUNDRED (\$100.) DOLLARS OR COUNTY TAXES, WHICHEVER IS GREATER, PER YEAR FOR A PERIOD OF THREE (3) YEARS."
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Elton Hill, Office of Real Property Administrative Aide Armand Lembo and Reverend Doctor David Lee, Executive Director, Working Together for the Needy Foundation, Inc. to the special conference, October 25, 1983, was made by President Grant, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant directed this ordinance be placed on an agenda for a special meeting he would be calling for Tuesday, October 25, 1983.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 27, 1983 to October 11, 1983:

BINGO LICENSES

LICENSEE

Newark Lodge No. 21, BPO Elks
 Newark Day Care Center Inc.

LICENSE NUMBER

8662 (AMEND)
 8984 (AMEND)

October 19, 1983

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Project Link Parent-Teacher Group	8998
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	8999
St. Columba School PTA	9000
Our Lady of Mt. Carmel Church	9001
Our Lady of Mt. Carmel Church	9002
Rosary Altar Society of Sacred Heart Church	9003
Rosary Altar Society of Sacred Heart Church	9004
Queen of Angels PTA	9006
Berkeley Home and School Association	9007
Berkeley Home and School Association	9008
Berkeley Home and School Association	9009

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.

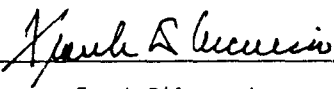
12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

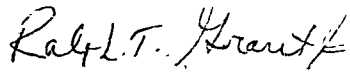
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The meeting adjourned at 11:50 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, October 25, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:45 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Martinez, Payne, Tucker,
President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on October 20, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated October 20, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, October 25, 1983, at 11:00 A.M., or as soon thereafter as practical in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

1. Resolution adopting a joint resolution of the Board of Education of the City of Newark, in the County of Essex and the Municipal Council of the City of Newark, approving a settlement of the appeal of the Board of Education from the reduction of its Budget for current expenses of the 1983-1984 School Year. (7-R-x, October 19, 1983 deferred)
2. Ordinance authorizing the execution of a lease between the City of Newark, owner, and the Working Together for the Needy Foundation, Inc., Tenant, for approximately 13,140 square feet of floor space of the premises commonly known as 310-14 Elizabeth Avenue, for the sum of one hundred (\$100.) dollars or County taxes, whichever is greater, per year for a period of three (3) years. (9-3, October 19, 1983 deferred)

ORDINANCES ON FIRST READING.

A motion to consider Item 9-a(S-2) on Ordinances for First Reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, President Grant.

President Grant called for Ordinances on First Reading.

6-F-a. (S-1) The City Clerk read AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE WORKING TOGETHER FOR THE NEEDY FOUNDATION, INC., TENANT, FOR APPROXIMATELY 13,140 SQUARE FEET OF FLOOR SPACE OF THE PREMISES COMMONLY KNOWN AS 310-14 ELIZABETH AVENUE, FOR THE SUM OF ONE HUNDRED (\$100.) DOLLARS OR COUNTY TAXES, WHICHEVER IS GREATER, PER YEAR FOR A PERIOD OF THREE (3) YEARS)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Administrative Aide Lembo, Office of Real Property and Reverend Doctor David Lee, Executive Director, Working Together for the Needy Foundation, Inc. met with the Council October 25, 1983)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez.

October 25, 1983

October 25, 1983

Councilman Martinez indicated they had a meeting with the lessee this morning who informed the Council what he intends to do with this building at no cost to the City. It is a building that will be utilized to house persons who are in need of emergency housing. It is currently being used to feed approximately 300 people on a daily basis and plan to expand the operation to feed approximately 1,500 people. It is certainly obvious as they go through the City of Newark that there are people who are in need of emergency shelter and he endorses this project.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, President Grant.

President Grant: The yeses are five and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

RESOLUTIONS.

- 7-R-a. (S-1) RESOLUTION ADOPTING A JOINT RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, AND THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, APPROVING A SETTLEMENT OF THE APPEAL OF THE BOARD OF EDUCATION FROM THE REDUCTION OF ITS BUDGET FOR CURRENT EXPENSES OF THE 1983-1984 SCHOOL YEAR.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Hill, Assistant Business Administrator Banker, Assistant Corporation Counsel Bressler, Executive Superintendent Salley, Board of Education, President Sharif, Board of Education Board Member Gibson met with the Council on October 25, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch.

Councilman Martinez felt the public has to be aware of what has occurred. The public initially voted against the Board of Education's total budget. Administrative meetings with the Mayor, cut \$9 million and the Council concurred with that. Since then the Board of Education has filed an appeal and they also have been granted a "CAP" waiver since they are spending that amount which has been granted by the State Education Commission. The final decision will be made by the same person who granted the waiver. It puts the City of Newark in a precarious situation. If they don't vote for the \$4 million, the Board will be granted \$5 million, which would place a tremendous burden on the taxpayers of the City of Newark. It is a "Catch 22" situation. It is obvious that the granting of the waiver, the State has indicated "yes" the Board should spend the money. He thinks these things should be carefully watched as they are going to be by the public each and every year and forces him to vote in the affirmative, in this particular case, reluctantly.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, President Grant.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. (S-1) COMMUNICATION FROM BUSINESS ADMINISTRATOR HILL, RECEIVED OCTOBER 5, 1983, ENCLOSING PROPOSED, "ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF NEWARK, OWNER, AND THE WORKING TOGETHER FOR THE NEEDY FOUNDATION, INC., TENANT, FOR APPROXIMATELY 13,140 SQUARE FEET OF FLOOR SPACE ON THE PREMISES COMMONLY KNOWN AS 310-14 ELIZABETH AVENUE, FOR THE SUM OF ONE HUNDRED (\$100.) DOLLARS OR COUNTY TAXES, WHICHEVER IS GREATER, PER YEAR FOR A PERIOD OF THREE (3) YEARS."
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-a (S-1), on pages 1 and 2 of this meeting)

October 25, 1983

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ADJOURNMENT.

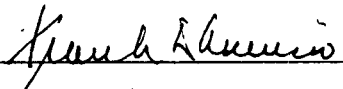
12-a.

A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

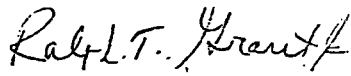
Yes: Councilmen Branch, Martinez, Payne, Tucker, President Grant.

This meeting adjourned at 11:50 A.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, October 25, 1983

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A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:56 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on October 21, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated October 21, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, October 25, 1983, at 11:00 A.M., or as soon thereafter as Council can convene to consider the following legislation:

Accept bids for sale of 961-965 Bergen Street, Block 3666, Lots 8 and 6.

RESOLUTIONS.

7-R-a. (S-2) RESOLUTION ACCEPTING BID OF FLOWERS BY SELBY, INC., FOR THE PURCHASE OF CITY-OWNED PROPERTY KNOWN AS BLOCK 3666, LOTS 8 AND 6, 961-965 BERGEN STREET, NEWARK, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:12-13(a), IN SUM OF \$6,900.; BASED UPON RESOLUTION 7-R-b (S), OCTOBER 11, 1983.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

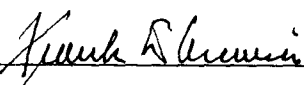
ADJOURNMENT.

12-a. A motion to adjourn this meeting was made by the Council of the Whole and adopted by the following votes:

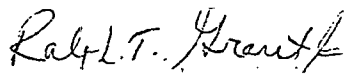
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.

This meeting adjourned at 11:58 A.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

October 25, 1983

Newark, New Jersey, November 1, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:33 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on October 27, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

The City Clerk read letter dated October 27, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Tuesday, November 1, 1983, at 11:00 A.M., or as soon thereafter as practical to consider the following:

1. Emergency appropriation for Board of Education settlement in amount of \$4 million.
2. Amendment of 7-R-b (S-1), adopted August 16, 1983.

RESOLUTIONS.

7-R-a. (S-1)

RESOLUTION INCREASING CITY OF NEWARK LOCAL CONTRIBUTION TO THE BUDGET OF 1983-1984 FISCAL YEAR OF THE NEWARK SCHOOL DISTRICT BY THE AMOUNT OF \$4,000,000. TO \$45,000,000.; SAID ADDITIONAL AMOUNT TO BE RAISED IN ITS ENTIRETY IN PROPERTY TAX LEVY FOR THE CALENDAR YEAR OF 1984; FURTHER AUTHORIZING CORPORATION COUNSEL TO EXECUTE NECESSARY AND ALL DOCUMENTS INCLUDING BUT NOT LIMITED TO THE AGREEMENT.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne.

Councilman Rice questioned whether the Board of Education ever responded about the \$2 million in Trenton. Whether or not they are litigating. The last conversation they had, he indicated his vote would be conditional upon the fact that they confirmed litigation with the State of New Jersey.

President Grant replied at the meeting last week with Members of the Board and Dr. Salley, he thinks the question was posed and if his memory serves him right, Dr. Salley indicated Jersey City had started and nothing has been resolved with that. At this point they have not attempted to join with them pending the outcome of that.

Councilman Rice said they don't have to join with them, he can litigate himself. He keeps saying the same thing over and over. He thinks the Board President in a memo made it quite clear, at least his interpretation, the implication is that this money is not really going to any structural programs. Everything he reads in the language of that memo that they still have some administrative responsibilities they want to take care of. He has a feeling that the \$4 million is going to salaries and other areas.

November 1, 1983

November 1, 1983

Councilman Martinez said he believes it was explained by Assistant Corporation Counsel Bressler that the Board of Education was granted a "CAP" waiver to spend at a higher rate than originally planned and the same person that granted the "CAP" waiver is now the person who is handling the appeal process. It was pretty much her opinion, a good possibility, that they would be granted the \$8 million because of this persons action.

Councilman Rice said it was his understanding that they litigate, she felt pretty confident and he has confidence in her that they could at least win half of that amount which meant the bottom line was that the Board of Education, even if they appealed, if they got the \$4 million, his position is to roll the "dice" and they would probably get nothing and if he brought in some other arguments and once again his fiscal responsibility in leadership. He wanted this for the record because he has a feeling that it is going to come back to be dealt with further.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilman James, Martinez, Payne, Tucker, President Grant.

No: Councilman Rice.

Not Voting: Councilman Carrino.

Councilman Martinez questioned whether five votes were necessary for the adoption of this resolution.

Chief Accountant Fitzsimons replied this will be handled the same way it was done in 1978-1979 when they had a previous settlement. When we appropriate the money in the 1984 City Budget, we will appropriate half of 1983-1984 request and appropriate half of the amount in 1984-1985 school year request and to that we will add the \$4 million to this total in 1984. Five votes are sufficient for the adoption of this resolution.

7-R-b. (S-1) RESOLUTION AMENDING RESOLUTION 7-R-b (S-1), AUGUST 16, 1983, BY AUTHORIZING MAYOR AND/OR ITS DIRECTOR OF FINANCE AND/OR THE EXECUTIVE DIRECTOR OF THE MAYOR'S POLICY AND DEVELOPMENT OFFICE TO BENEFIT, OBLIGATE, AND PROTECT THE CITY UNDER THE LOAN AGREEMENT(S), WITH N.E.D.C. FINANCIAL MANAGEMENT CORPORATION AND THE THIRD NEWARK GATEWAY URBAN RENEWAL ASSOCIATION, TO BE ASSIGNED TO THE CITY, FORTHWITH AFTER THEIR EXECUTION AND DELIVERY RATHER THAN IN THE EVENT OF DEFAULT AS ORIGINALLY PROVIDED.
(Copy of resolution and correspondence submitted to each Member of the Council)

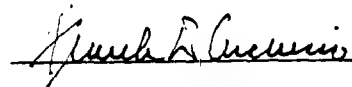
A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, President Grant.
No: Councilman Rice.
Not Voting: Councilman Tucker.

ADJOURNMENT.

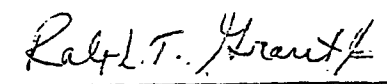
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 1:40 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend James Sullivan, P.H.D., St. Francis Xavier Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council; Sergeant McGuire and Detective Neil DeRogatis, Sergeants-At-Arm, Mr. Mel Simon, Assistant Corporation Counsel.

(Councilman Tucker arrived at 1:30 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 25, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of Central Planning Board, held September 12, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

- 4-b. The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of September, 1983.

A motion that the Report of contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator subject to approval of the following resolutions, 7-R-b - Security Services - \$450,000., 7-R-i - Overhead Door Maintenance Services - \$150,000., and 7-R-k - Towing Services - \$3,000./Month on the agenda of November 2, 1983, was made Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held September 13 and 27, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

- 4-d. The City Clerk presented Report of Office of the City Clerk, for month of August, 1983.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

November 2, 1983

4-e. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held September 15, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

4-f. The City Clerk presented Report of Board of Education Capital Project Status, as of June 30, 1983, submitted by Fleming Jones, Finance Director.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Payne, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

4-g. The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of the City of Newark, held September 2, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

4-h. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held September 15, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

4-i. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held September 15, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

A motion to permit Mr. John Feeney, Ms. Lajuana Ellis and Ms. Daphne Guerrero to address the Municipal Council under Hearings of Citizens at this time was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

Councilman Rice recognized the students and said the youngsters from this school were fine youngsters. He noted that Vailsburg High School is one of the finest schools in the City in terms of academics as well as athletics.

President Grant stated that the students were present today by invitation of both Councilman Rice and Councilwoman Villani. He noted Councilwoman Villani was ill but both she and Councilman Branch extended their best wishes to the students.

6-HC-a. MR. JOHN FEENEY, TEACHER AT VAILSBURG HIGH SCHOOL, NEWARK, NEW JERSEY, thanked the Municipal Council for permitting them to visit today. He said there were 24 students from Vailsburg High School here today and some of them would apprise you of the problems that exist in their community. He noted they were aware of the future bond issue to be voted on but they would also like to provide the Council with additional information.

✓ 6-HC-b.

MS. LAJUANA ELLIS, 85 MANOR DRIVE, NEWARK, NEW JERSEY, a senior at Vailsburg High School. Ms. Ellis extended an invitation to the Members of the Council to attend an open house at Vailsburg High School. She noted that Vailsburg High School was a converted elementary school built for 900 students and now houses 1,350. She said the lunch room seats only 200 students, the auditorium seats only 2/3 of each grade, therefore, prohibiting large assemblies, the gym is small and visiting schools cannot bring spectators, the classrooms are small and the school lacks lab and skill classes. Ms. Ellis emphasized that even if the Bond Issue was defeated they still needed a new Vailsburg High School.

✓ 6-HC-c.

MS. DAPHNE GUERRERA, 21 ALEXANDER STREET, NEWARK, NEW JERSEY, a senior at Vailsburg High School. Ms. Guerrero addressed the Council with emphasis on the necessity of the new school being built in the Vailsburg section of the West Ward. She noted the students are conscious of their identity as the "Vailsburg Vikings" and are proud of what the school has accomplished in the fine arts and sports in the last four years. She also extended an invitation to the Council to visit Vailsburg High School and see a school that has done very well under adverse conditions. She thanked Councilman Rice for his invitation to address the Council.

Councilman Rice noted the open house was scheduled for 7:00 P.M., November 3, 1983. He thanked Mr. Feeney and the students for coming. He noted one of the problems they have encountered with the building of the new high school has been finding an appropriate location. He said he would welcome any suggestions on this matter.

Councilman Martinez said he respects the students for expressing their views. He said he had experienced this same problem in the East Ward and said he would like to caution them to stay on top of the Newark Board of Education and see that the school is built quickly and properly.

President Grant urged the students to encourage their parents in the month of December to vote in the Special Election that will be called by the Superintendent of Schools for that purpose and when the school has to sell bonds in order to build a new institution they should make sure their parents go out and vote.

President Grant, on behalf of the Members of the Council, thanked Mr. Feeney and all the students for attending this meeting.

A motion to consider Item 9-e at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

9-e.

The City Clerk presented Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf) adopted November 22, 1966, as amended and supplemented. (To adjust salary for Deputy Fire Chiefs.)"

(Deputy Fire	23	1/1/82	\$30,655.15 - \$31,518.89 - \$32,390.61
Chief		1/1/83	32,954.28 - 33,882.80 - 34,819.90
		1/1/84	34,601.99 - 35,576.94 - 36,560.88)

(7½% for 1982 and 1983; 5% for 1984; Fiscal Impact-1982-\$55,139.; 1983-\$59,760.84; 1984-\$42,938.44)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to reject the ordinance was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

A motion to consider Ordinance 6-F-bb (A.S.) at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

November 2, 1983

6-F-bb.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf) adopted November 22, 1966, as amended and supplemented. (To adjust salary for Deputy Fire Chiefs.)"

(Deputy Fire	23	1/1/82	\$30,655.15 - \$31,518.89 - \$32,390.61
Chief		1/1/83	32,954.28 - 33,882.80 - 34,819.90
		1/1/84	35,797.99 - 36,876.84 - 37,965.84)

(7½% for 1982 and 1983; 9% for 1984; Fiscal Impact-1982-\$55,135.; 1983-\$59,760.84; 1984-\$72,252.29)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

President Grant: The yeases are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

A motion to consider Ordinances 6-F-z (A.S.) and 6-F-ba (A.S.) at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

6-F-z.
(A.S.)

The City Clerk read An ordinance establishing Upgraded Health Benefits for the title of Deputy Fire Chief in the Fire Department of the City of Newark, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

President Grant: The yeases are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-ba.
(A.S.)

The City Clerk read An ordinance permitting employees in the permanent title of Deputy Fire Chief in the Fire Department of the City of Newark, upon separation from the Department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.

President Grant: The yeases are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

November 2, 1983

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read IN THE MATTER OF APPLICATION OF ESTEBAN MEDINA, DOMITILIA MEDINA AND YDIA MEDINA, OWNERS, IN A 3RD RESIDENCE DISTRICT CONVERSION OF A ONE TO THREE FAMILY DWELLING WITH INSUFFICIENT SIDE YARD AND NO ON SITE PARKING; AT PREMISES 335 CLIFTON AVENUE.

The Board of Adjustment at its regular meeting August 9, 1983, approved the application by a vote of 7 ayes.

An appeal in this matter was filed in the Office of the City Clerk on August 19, 1983. The transcript in connection with this matter was received September 16, 1983 and each Member of the Council was furnished with a copy of the transcript.

On September 19, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 5, 1983, at 1:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

On October 5, 1983, the City Clerk read letter from Mr. Raymond Stabile, appellant, requesting this matter be postponed due to the fact Mr. Stabile was hospitalized.

The Municipal Council deferred action on this matter at their regular meeting of October 5, 1983.

On October 6, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 19, 1983, at 8:00 P.M., in the Council Chamber, second floor, City Hall, Newark.

The Municipal Council deferred action on this matter at the regular meeting of October 19, 1983.

On October 20, 1983, the City Clerk notified the applicant and the appellant and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting November 2, 1983, at 1:00 P.M., in the Council Chamber, second Floor, City Hall, Newark.

This is the time and the place for the appeal to commence.

President Grant stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the Matter of Application of Esteban Medina, Domitilia Medina and Ydia Medina, Owners, in a 3rd Residence District conversion of a one to three-family dwelling with insufficient side yard and no on-site parking; at premises 335 Clifton Avenue. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of an appellant or appellants who are not represented by an attorney, that means that they may state the reasons for their objections to the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

MR. RAYMOND P. STABILE, APPELLANT, 342 CLIFTON AVENUE, NEWARK, NEW JERSEY, apologized for the delay in this case because of his incapacity to appear before. He had the first opportunity today to view the transcripts that are on file in the City Clerk's Office and the Board of Adjustment and he presumes each of the Members of Council have his memorandum and the memorandum of transcript. He will dwell on the transcript itself which stated in sworn testimony this area had many, many three family homes in a third residential district. That was fraught with many, many mistakes. He is a resident in this particular home for 43 years and all during that time there has never been on record in the City Hall here or to his recollection a variance granted

November 2, 1983

from anything deviating from the ordinance as set forth in the third residential district. The very home that's entered, if there are any three family homes as stated in that transcript they were there prior to 1930 before the ordinance of the City of Newark became effective. It is a brick building and there are a couple of others. Now if there are any three families they are in violation and that's a code enforcement problem and not mine, but these are all two family residences with two kitchens only and egress and ingress from the rear of the building. On the property in question this was a residence, formerly owned by former Councilman Farco, 335 Clifton Avenue. It was a one family residence. Now how two kitchens got in here or anything else got in here - that is beyond him, but he knows there is no egress or ingress or no side yards, or no egress or ingress from the rear of the building. There is no parking facility there in an already congested area. They live on the East Side of Clifton Avenue - 335. Now to point out the debility of the kind of zoning we have. Alongside of this dwelling, at 341 or 345 there is a one family occupancy and it has been there for years. That home appears like it is three family because they are all homes that have been erected that way but it is a one family occupancy. The home next to it has a five car garage and the one just enumerated has a four car garage in which he parks his car. They have a five car garage but it is a one family occupancy - only one kitchen. On the west side of Clifton Avenue, directly opposite 335, starting with 338, the Walano home, old Commissioner Minisi's home - a one family occupancy. No egress and ingress from the rear, so they have no two kitchens. The home next to it, next to his home, one family occupancy, no egress and ingress from the rear. His home is 342. He happens to have egress and ingress in the rear of his home and they only have three people occupying an eleven room house. His neighbor next store at 344 - one family home, father and son reside in this home, one kitchen. Now this is the validity of the ordinance. Now I don't mind if we live up to the ordinance as it is and he knows his neighbors who did convert from one family went to two families, they were compelled to make egress and ingress for safety and health reasons in their property. He knows of one or two cases. But he has never received a variance and to break down this variance now, to break down the ordinance through a variance is to open a flood gate wide open for the deterioration of this neighborhood and with its present congestion and lack of parking and the road leading, a main artery leading to Route 280 will really be making a mockery out of the ordinance itself and cause quite a confusion and destruction in the neighborhood as it now exists. Thank you very much.

(Councilman Tucker arrived at 1:30 P.M.)

MR. EDWARD SERADZKY, ATTORNEY AT LAW, 622 BLOOMFIELD AVENUE, BLOOMFIELD, NEW JERSEY, representing the applicants, Mr. and Mrs. Medina, said apparently Mr. Stabile makes reference in his argument to the fact that egress and ingress must be mandated in order to have a home which would comply with the zoning ordinances of the City of Newark. He does not think there is any question about the fact if in the event the application is granted and has been granted below that construction officials in the construction department in the City of Newark would not issue them a permit or would not issue them a certificate of occupancy unless in fact all of the terms of the uniformed construction code were complied with and in fact whether or not there would be enough entrance and egress from the property in question. He believed the job of the Council today, as stated by Mr. Grant is to look at the record below and determine whether in fact there was any testimony as to that fact on the record below. Mr. Stabile has pointed out testimony that does not appear in his review of the record below. Most of the record below refers to the fact that there were three family homes in the area and in fact the one objector who did testify, Mr. Gold, at the hearing below indicated that there are several other three family houses in the area and was aware of that situation. He assumes that Mr. Stabile and Mr. Gold live in the same neighborhood. However, Mr. Stabile, may not be aware of what Mr. Gold testified to at a previous hearing. The area in question is zoned for three family use. The application which was before the Board of Adjustment was not for a use variance. The application strictly referred to both variances dealing with a side yard requirement and on site parking. On the use of permitted uses in the particular area there is no question that it is a permitted use. It is an R-3 residential area and there has never been any question - either prior to today as to whether or not it is a permitted use in the area. The only question becomes whether in fact there is sufficient parking in the area. There was testimony below as to the effect that his clients who are going to occupy one of the apartments in the three-family house do not have a car and will not be utilizing a car. The only car they have access to is their daughter's and the daughter

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does not live with them and will not be living with them at this particular address. The other two tenants if it is a factor - the two tenants will have a car they can only conjecture. There is public transportation close by which would provide a tenant with the ability to go to and from their apartments. In addition, they have a situation where apparently his clients have indicated they had initially purchased this particular property with the idea of bringing over some family from Cuba. They had a problem after they purchased the premises and could not do that, so now they need to rent out some units in order to make the mortgage payments. They have indicated on the record below that in fact the property was basically a three family home prior to this and these people being law abiding citizens all they are seeking to do is gain the permission of the Municipality for a use that was already in existence when they purchased the home. The home on the records of the municipality was listed as one-family and what they are seeking to do is just alert the municipality to the fact that they want a three family home and are addressing their application to that fact. He believes that the Board of Adjustment below took into account several items in granting the application of Mr. and Mrs. Medina. There are several provisions of the New Jersey Statute which provide the Board of Adjustment with the ability to grant the variance under these circumstances. They have 40:55D-70(d) of the N. J. Statutes which provides in Sub-Paragraph C for the ability to grant a variance under certain conditions which create a hardship. His clients have provided testimony at the hearing below that they are senior citizens. They have no area to buy additional property from contiguous property owners and they could not afford the house without the rental which they would now get from additional tenants. Based upon that particular provision of the Statutes he believes there is sufficient cause for the Board of Adjustment to have granted their application. There is also sub-paragraph D which indicates that the Board of Adjustment may grant for sufficient cause variances and as long as they do not deter or without substantial detriment to the public good, it will not impair the intent and the purpose of the zoning plan of ordinances. As he indicated before the granting of the variances to permit a three family use will not impair the intent of the zoning plan because the area is zoned for family use and this will not be a use which is prohibited in the area. The question now becomes whether in fact the use of some of the families with additional cars in the area will be a substantial detriment to the public good in the area. He would have to maintain that as the Board of Adjustment found this would not be the situation. There are other multiple family dwellings in the area and there was some testimony to the effect that parking spaces are available. As he indicated before as well he believes Mr. Stabile's problem here whether or not this property has egress and ingress from the property and he believes that the Council should have sufficient faith in the Building Department here and the Zoning Officer so that they will not be permitted or they would not allow this property to be used for three family use and would not grant a certificate of occupancy without making sure the premises complies with whatever the applicable statutes and ordinances are. He thanked the Council and said he does not believe there is sufficient reason here to overturn the decision of the Board of Adjustment.

Councilman Carrino stated this appeal involves property at 335 Clifton Avenue between Second and Third Avenues, which is zoned as a Third Residential District. The lot is approximately 37½ feet x 138 feet in size and located on it is a 2½ story House. The area is composed of residential uses and contains numerous 3-family homes. It appears from the transcript and the sketch of each floor plan that each floor of the building has a bathroom and a kitchen and that the house has been utilized as a 3-family dwelling. Although 3-family homes are permitted in a Third Residence District, a variance is required for this particular property since there is an insufficient side yard and no on-site parking. The applicant is seeking to legalize a situation which is not permitted under the City's zoning ordinances. The applicant indicated that he had bought the house expecting other family members to move in and share expenses but that did not occur and he would like to be able to use the house as a 3-family home. The owner applied to the Board of Adjustment for a variance to permit the conversion of a 1-family dwelling to a 3-family dwelling. The Board of Adjustment determined that the variance could be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of the Zone Plan and the Zoning Ordinances of the City of Newark for the following reasons:

1. Grant of variance will provide sorely needed housing for City.
2. Grant of variance will relieve hardship of applicant as house is constructed as three-family.
3. Neighborhood is comprised of multi-family dwellings and variance will not intrude.

Councilman Carrino continued that an appeal from the Board's decision was filed with the Office of the City Clerk in accordance with the Municipal Land Use Law and the City's Land Use Procedure Ordinance, which provides for an appeal to the governing body from a variance granted pursuant to N.J.S.A. 40:55D-70(d), known as a "d" variance. The Municipal Land Use Law requires that a "d" variance may be granted "In particular cases and for special reasons" and only if it can be granted "without substantial detriment to the public good" and if it "will not substantially impair the intent and purpose of the zone plan and zoning ordinance." In other words, the applicant for the variance must make two showings:

1. That there are "special reasons" for granting a variance; and
2. That the granting of the variance will not substantially impair the zone plan or be substantially detrimental to the public good.

Councilman Carrino agreed with the determination of the Board of Adjustment that "special reasons" exist for granting a variance in that the house has been utilized as a 3-family dwelling and the City needs additional housing. He is concerned with the impact on parking if the building is used for 3 families. The applicant testified that "there are plenty of parking spaces within the area" (p.5, transcript), but an objector testified that there is a problem with parking (P.7, transcript), although he did admit that the property is located within a block and one-half of public transportation and that he was aware that the applicant does not drive or require a car (p.8, transcript).

Councilman Carrino opined that permitting the house to be used for 3 families would have a substantial negative impact on parking in the area, but that permitting it to be used for 2 families would not substantially affect the parking situation. Neither would it be substantially detrimental to the zone plan as 3-family homes are a permitted use in the zoning district and there are, in fact, many such homes in the area.

Councilman Carrino, therefor, moved that the Municipal Council adopt the facts he received and the reasoning he set forth and modify the decision of the Board of Adjustment so as to permit the use of the property for a two-family dwelling.

A motion to close the hearing and modify the decision of the Board of Adjustment so as to permit the use of the property for a two-family dwelling was made by Councilman Carrino, seconded by Councilman Martinez and was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

6-F-a.

The City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor" adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Supervising Claims Examiner in the Community Development Administration, Mayor's Policy and Development Office)

(Supervising Claims Examiner (35 Hours) 1/1/83 \$14,956.57 - \$18,178.48)
(Mayor's Policy and Development Office/Community Development Administration - Not covered by Civil Service Association Essex Council #1 - 5% increase for 1983 - Fiscal Impact-\$4,401.21)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-b.

The City Clerk read An Ordinance to establish a Historical-Heritage Commission of the City of Newark and providing for the appointment of its Members; and outlining the powers and duties of said Commission.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-c.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark", Ordinance 6-S & F-d, adopted March 3, 1982. (To adjust medical benefits)

(Upgraded health benefits - Fiscal Impact-1984-\$20,816.40)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-d.

The City Clerk read An Ordinance to establish a longevity pay allowance for employees of the City of Newark, New Jersey" (6-S & F-h) adopted November 3, 1966, as amended. (To adjust longevity pay for Fire Chief).

(Longevity increase for Fire Chief - Fiscal Impact - 1984 - \$211.04)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeases are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-e.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance to establish a longevity pay allowance for employees of the City of Newark, New Jersey," (6-S & F-n) adopted November 3, 1966, as amended. (To adjust longevity pay for Police Chief).

(Longevity increase for Police Chief - Fiscal Impact-\$211.04)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeases are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-f.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor, (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor).

(Mayor	1/1/83	\$55,125.00 - \$55,125.00
	1/1/84	57,881.25 - 57,881.25)

(Not covered by Civil Service Association, Essex Council #1 - 5% Increase for 1983 and 1984 - Fiscal Impact-1983-\$2,730.; 1984-\$2,867.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilmant Tucker.

Councilman James stated although he feels some of the raises before them are incorrectly being advanced at this time because they have already received raises during the calendar year 1983 and some of them have been retroactive all the way back to 1979, 1980, 1981 he thinks it would be wrong at this time to entertain blanket raises with the question of parity whereby our citizens have experienced a 15% increase in their property taxes. The citizens are still not happy or satisfied with the 1700 percent over the years in our sewer user charge nor are they happy with the 400% increase in the water rates. We have that unfortunate debate in our City that citizens cannot distinguish between their water bill and their tax bill, but he believes that the Mayor's salary over the year has been unfortunately rather low when considering the duties and responsibilities of his office. When you look at the salary of the Executive Director of the Newark Redevelopment and Housing Authority in the \$56,000. to \$60,000. range and the Executive Superintendent of Schools in the \$65,000. to \$70,000. range he thinks they would have to agree that the Mayor's salary is rather low. He recalled the position of a former Council Member that no one in the City of Newark in a governmental agency or Board of Education should actually have a higher salary than that of the Mayor. He said he approves this increase for the Mayor when looking upon the duties of his office compared to similar executives within the Administration and the Board of Education, his salary is somewhat low.

Councilman Payne said he feels the position and office of the Mayor is deserving of a salary which in the past has not been commensurate with the awesome responsibilities and duties of that office.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,

President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-g.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman).

(President,	1/1/83	\$28,350.00 - \$28,350.00
Municipal Council	1/1/84	29,767.50 - 29,767.50

Councilman	1/1/83	25,725.00 - 25,725.00
	1/1/84	27,011.25 - 27,011.25

(Not covered by Civil Service Association, Essex Council #1
President - Municipal Council - 5% increase for 1983 and 1984 - Fiscal Impact-1983-\$1,350.; 1984-\$1,418.

Councilman - 5% increase for 1983 and 1984 - Fiscal Impact - 1983-\$9,947.; 1984-\$10,444.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Martinez.

Councilman Rice stated that in the past he had voted "No" on this ordinance and he was voting affirmatively at this time so the ordinance could be presented to the citizens for public hearing.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.

No: Councilmen James, Payne.

President Grant: The yeses are five and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-h.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(City Clerk	1/1/84	\$54,241.96
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Chief Analyst, City Clerk (37½ Hours)	1/1/84	43,462.78
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Administrative Assistant, City Clerk (37½ Hours)	1/1/84	41,354.06
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Chief Accountant, City Clerk (37½ Hours)	1/1/84	37,003.89
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(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1984 - Fiscal Impact-1984-\$8,384.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeases are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-i.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended. (To adjust the salaries of Business Administrator and Assistant Business Administrator)

(Business Administrator	1/1/83	\$52,500.00 - \$52,500.00
	1/1/84	55,125.00 - 55,125.00

Assistant Business	1/1/83	46,902.74 - 46,902.74
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Administrator	1/1/84	49,247.87 - 49,247.87)
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(Not covered by Civil Service Association - Essex Council #1 - 3% increases for 1983 and 1984;

Business Administrator - Fiscal Impact-1983-\$2,600.; 1984-\$2,730. Assistant Business Administrator-Fiscal Impact-1983-\$2,233.; 1984-\$2,345.13)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, President Grant.

No: Councilman James.

President Grant: The yeases are six and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-j.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Police Department).

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
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Police	1/1/84	49,247.87 - 49,247.87)
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(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,367.; 1984- \$2,486.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Rice. There was no second to the motion.

A motion to defer action on the ordinance was made by Councilman Rice, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

No: Councilmen James, Martinez, President Grant.

Not Voting: Councilmen Carrino, Payne.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez, Tucker, Villani.

No: Councilmen James, Payne, Rice.

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman Rice, seconded by Councilman Tucker and failed of adoption by the following votes:

Yes: Councilmen Rice, Tucker.

No: Councilmen James, Martinez, Payne, President Grant.

Not Voting: Councilman Carrino.

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen James, Martinez, Rice, Tucker, President Grant.
 Not Voting: Councilman Carrino.
 Absent During Roll Call: Councilman Payne.

6-F-k.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-l) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Department of Fire).

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Fire	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,457.; 1984 \$2,580.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.
 No: Councilman James.

Absent During Roll Call: Councilman Payne.

President Grant: The yeses are five, the noes are one and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-l.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Health and Welfare).

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Health and Welfare	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,278.; 1984-\$2,392.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Tucker, President Grant.

No: Councilmen James, Rice.

Not Voting: Councilmen Carrino, Martinez.

Absent During Roll Call: Councilman Payne.

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker, President Grant.

Absent During Roll Call: Councilman Payne.

6-F-m.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Engineering)

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Engineering	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,367.; 1984-\$2,486.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.

No: Councilman James.

Absent During Roll Call: Councilman Payne.

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President Grant: The yeses are five, the noes are one and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-n.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey." (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Police Deputy Chiefs)

(Police Deputy	8	1/1/83	\$34,093.33 - \$35,120.80 - \$36,157.95
Chiefs (40 Hours)		1/1/84	35,797.99 - 36,876.84 - 37,965.84)
(5% increases for 1983 and 1984; Fiscal Impact-1983-\$10,051.; 1984-\$10,614.)			
(Copy of ordinance and correspondence submitted to each Member of the Council)			

A motion to table the ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-o.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Zoning Officer).

(Board of Adjustment			
Zoning Officer		1/1/83	\$25,579.49 - \$31,091.62
		1/1/84	26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council # 1 5% increases for 1983 and 1984; Fiscal Impact-1983-\$1,481.; 1984 \$1,555.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Rice, Tucker, President Grant.

Not Voting: Councilman Martinez, Payne.

President Grant: The yeses are five and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-p.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Police Chief)

(Police Chief		1/1/83	\$40,102.05 - \$40,102.05
		1/1/84	42,107.15 - 42,107.15)
(5% increases for 1983 and 1984; Fiscal Impact-1983-\$1,910.; 1984-\$2,005.)			
(Copy of ordinance and correspondence submitted to each Member of the Council)			

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.

No: Councilman James, Payne.

President Grant: The yeses are five and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-q.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 and amendments thereto. (To adjust the salary of the Fire Chief, U.F.D.).

(Fire Chief U.F.D. 1/1/83 \$40,102.05 - \$40,102.05
1/1/84 42,107.15 - 42,107.15)
(5% increases for 1983 and 1984; Fiscal Impact-1983-\$1,910.; 1984-\$2,005.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.
No: Councilmen James, Payne.

President Grant: The yeses are five and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-r.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Real Estate Manager)

(Office of Real Property
Real Estate Manager \$17,178.61 - \$20,891.44) (35 Hours)
(Civil Service Reclassification - Not covered by Civil Service Association
Essex Council #1 - No Fiscal Impact since it is only a title change)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, President Grant.
No: Councilman James.

Not Voting: Councilman Carrino.

President Grant: These yeses are five, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-s.

The City Clerk read An Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5, Annual Vacation Leave, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 2:14-5).

(Vacation Leave Increase - No Fiscal Impact unless someone is put into Acting capacity in police and fire titles)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Rice, Tucker, President Grant.
No: Councilman Payne.
Not Voting: Councilman Carrino.

Councilman Carrino suggested an amendment to this ordinance if possible so that Police and Fire Departments would not put people into Acting positions. He realized there was no fiscal impact at present but if people are put into acting positions, which is a regular practice, then there would be a fiscal impact. He said he understands there is a contract but that means our ordinances are no good. It means City employees can't do it and police and fire employees can do it.

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Councilman Tucker stated they voted on the contract which binds them to pay an employee who works out of their capacity. The issue they are trying to deal with, the amendment may be a good one, but the net result is it will be a violation of the existing contract they currently have.

Councilman Tucker suggested that Assistant Business Administrator Banker be invited to the pre-meeting conference to give an explanation of last year's experience within the context of the police and fire departments prior to the Council voting on this ordinance.

Councilman Martinez withdrew his motion to adopt and Councilman Rice withdrew his second to the motion.

A motion to defer action on the ordinance and directing the City Clerk to invite Assistant Business Administrator Banker to the November 22, 1983 pre-meeting conference was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-t.

The City Clerk read An Ordinance requiring demolition contractors to submit photographs of each site to the Municipal Council prior to payment.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino.

President Grant asked Assistant Corporation Counsel Mel Simon for a legal opinion on this ordinance. He asked would they then not authorize the City Purchasing Agent when he advertised that he include this in the advertising specifications.

Assistant Corporation Simon stated that would be perfectly acceptable.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-u.

The City Clerk read An Ordinance amending Chapter 14, Lane Use, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section 23:14-3.
(Restricted Lane Use)

Only the indicated vehicles shall move on the designated lanes of Raymond Plaza West: Between Market Street and Raymond Boulevard. Buses and cabs only east of the traffic control island)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-v.

The City Clerk read An Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Oraton Street.

(Oraton Street, between Chester Avenue and Delavan Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-w.

The City Clerk read An Ordinance amending and supplementing Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board Sections 4, 6, 7, 8, 9(H), 11 and 17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-x.

The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Recycling Coordinator)

(Recycling Coordinator

(35 Hours)

\$22,096.66 - \$26,858.62)

(New title being created - Not represented by Civil Service Association - Essex Council #1 - Assuming the position will be filled on or about October 3rd at the minimum step, \$5,524. will be required. Of that amount, \$3,379. will be transferred from the incumbent's present position resulting in a net increase of \$1,785.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.

No: Councilmen James, Payne.

President Grant: The yeses are five and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

6-F-y.
(A.S.)

The City Clerk read An Ordinance authorizing the execution of a lease between New Community Corporation, Landlord, and the City of Newark, Tenant, for the leasing of premises commonly known as 767 South Orange Avenue, Block 4207, Lot 14, for the sum of \$3,900. per year for a period of one (1) year.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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President Grant: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 22, 1983.

5-F-z.
(A.S.)

The City Clerk read An ordinance establishing upgraded health benefits for the title of Deputy Fire Chief in the Fire Department of the City of Newark, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see page No. 4 in the minutes of this meeting)

6-F-ba.
(A.S.)

The City Clerk read An ordinance permitting employees in the permanent title of Deputy Fire Chief in the Fire Department of the City of Newark, upon separation from the Department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see page No. 4 in the minutes of this meeting)

6-F-bb.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf) adopted November 22, 1966, as amended and supplemented. (To adjust salary for Deputy Fire Chiefs).

(Deputy Fire Chiefs	23	1/1/82	\$30,655.15 -	\$31,518.89 -	\$32,390.61
		1/1/83	32,954.28 -	33,882.80 -	34,819.90
		1/1/84	35,797.99 -	36,876.84 -	37,965.84)

(7½% for 1982 and 1983; 9% for 1984; Fiscal Impact-1982-\$55,139.; 1983-\$59,760.84; 1984-\$72,252.29)

(For action on this item, see page No. 4 in the minutes of this meeting)

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 25, Water, Chapter 3, Rates and Charges, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to amend Section 6 revising the method of establishing fees for Water Service Installation and Inspection.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 25, Water, Chapter 3, Rates and Charges, Section 6 of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and the same is hereby amended to read in its entirety as follows:

Charges: Installation of Service Pipes and Inspection Fees.

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Charges imposed in connection with the installation of water service pipes from the city main to the curb line, including tap, corporation stop, water service pipe, curb box and stop, bedding, backfill, pavement restoration, inspection and other costs associated with the installation of water service pipes shall be fixed by the Director, Department of Engineering.

Section 2. Any existing ordinance or part thereof that is inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are six, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Executive Secretary, Office of the Business Administrator)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an Ordinance entitled "An Ordinance creating positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 as amended and supplemented, be amended to create the title and salary range for Executive Secretary, Office of the Business Administrator, as follows, to wit:

(a) Office of the Business Administrator

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Executive Secretary Office of Business Administrator (35 hours) 154960	\$ 27,011.25	\$ 27,011.25

Section 2. All prior Ordinances or parts of prior Ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

November 2, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Tucker, President Grant.

No: Councilman James, Rice.

President Grant: The yeses are five and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Family and Neighborhood Counselor, in the Municipal Courts and delete Counselor, F.N.S.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 (c) of an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Family & Neighborhood Counselor 152902 (35 Hrs.)	1/1/83	\$ 13,460.92	\$ 16,360.62

SECTION 2. That Section 1 (c) of the aforementioned ordinance be further amended to delete the title and salary range for Counselor, F.N.S., as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>		
Counselor F.N.S.	1/1/83	\$ 13,460.92	\$ 16,360.62
151904 (35 Hrs.)	1/1/84	\$ 14,133.96	\$ 17,178.65

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum and annual maximum salaries which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 2, 1983

6-Ph, S & F-d.

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The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Assistant Program Coordinator, Demolition (Administration) and to delete the title and salary range for Assistant Program Coordinator, Demolition, in the Community Development Administration, Mayor's Policy and Development Office)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to create the title and salary range for Assistant Program Coordinator, Demolition (Administration) in the Community Development Administration, Mayor's Policy and Development Office as follows to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Program Coordinator Demolition (Administration) 454914 (35 Hrs.)	\$ 21,925.22	\$ 26,650.01

SECTION 2. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor", adopted May 4, 1977 (6S&F-c) and amendments thereto, be and the same is amended to delete the title and salary range for Assistant Program Coordinator, Demolition as follows, to wit:

(k) Community Development Administration, Mayor's Policy and Development Office

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Assistant Program Coordinator, Demolition 443902 (35 Hrs.)	\$ 21,925.22	\$ 26,650.01

SECTION 3. The position title and salary hereinabove established and specified shall be temporary in nature. Further, the salary of such position title shall remain at the amounts hereinabove fixed so long as the Community Development Block Grant funds received by the City from the Federal government under the Housing and Community Development Act of 1974 shall last, and upon complete utilization of said funds or termination of such funding, then the said position title and salary hereinabove established in the Office of the Mayor shall immediately cease and terminate.

SECTION 4. No position titles or salaries other than those established by ordinance covering the Community Development Administration, Mayor's Policy and Development Office shall be funded from Community Development Block Grant funds received under the Housing and Community Development Act of 1974.

SECTION 5. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions annual minimum and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 6. This ordinance shall take effect upon final passage and publication and in accordance with law.

November 2, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6-S & F-i) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Superintendent of Recreation)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6S&Fi) adopted May 4, 1977 as amended and supplemented be amended to adjust the salary, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Superintendent of Recreation 153935 (40 Hrs.)	1/1/83	\$ 19,886.89	\$ 24,172.31

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salaries therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilman Martinez, Rice, Tucker, President Grant.

No: Councilmen James, Payne.

Not Voting: Councilman Carrino.

A motion to close the hearing and defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Senior Draftsman and Title Searcher)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. (i) of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977 as amended and supplemented be amended to create the title and salary range for Senior Draftsman and Title Searcher, as follows, to wit:

(i) Office of Assessments

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior Draftsman and Title Searcher 153902 (35 Hrs.)	\$ 16,489.54	\$ 20,037.60

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Rice, Tucker, President Grant.

No: Councilmen James, Payne.

President Grant: The yeses are five and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 15, Chapter 9B, Section 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To exempt from Rent Control for a period of five years any new construction and any dwelling vacant on the effective date of this ordinance or in the future any dwelling being vacant for a minimum of eighteen months)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

November 2, 1983

SECTION 1. Title 15, Chapter 9B, Section 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented as follows:

15:9B-17. New Construction, Vacant Properties and Substantial Rehabilitation Exempted.

A. New Construction.

The owner of housing space or dwelling being rented for the first time shall not be restricted in the rent he charges for a period of five years. However, prior to occupancy by any tenant and after applying for and receiving a Certificate of Occupancy from the City of Newark (certifying that the substantially rehabilitated building conforms to the Zoning ordinances of the City of Newark, the Uniform Construction Code of the City of Newark and State of New Jersey and all applicable health and housing codes of the City of Newark and State of New Jersey), the landlord of any newly constructed dwelling shall apply to the Rent Control Board for a certification that said dwelling is granted a five year exemption from any restrictions in the rent that said landlord may charge. The application to the Rent Control Board shall include a bona fide copy of said Certificate of Occupancy, without which the application shall not be acceptable and may not be acted upon by the Rent Control Board. The unrestricted initial rent that shall be charged shall also appear on the petition. If the application is acceptable, the Rent Control Board must show, within thirty days of receiving said application, why the landlord is not eligible for said five year exemption, otherwise, the five year exemption shall be deemed to have been granted. Any subsequent rental increase after the five year exemption period, however, shall be subject to the provisions of this chapter; at least 90 days prior to the expiration of the 5 year exemption from rent charge restrictions, the landlord shall notify the tenants and the Rent Control Board that said tenancy shall be subject to rent charge restrictions upon the expiration of the exemption period. The five year exemption period shall begin on the first day of occupancy by a tenant or thirty days after the landlord's application is received by the Rent Control Board, whichever occurs first.

B. Vacant Properties.

Dwellings which become vacant after the effective date of this ordinance and remain vacant for a minimum of eighteen months or dwellings which are already vacant on the effective date of this ordinance shall be exempt for a period of five years from any restrictions in the rent that the landlord may charge if the Rent Control Board determines that the cost of reconstruction or rehabilitation during a 12-month period has exceeded 50% of either the undepreciated cost or the fair market value of the dwelling and that the dwelling has received a Certificate of Occupancy and meets all applicable State and municipal health and housing codes.

The substantial rehabilitation shall be completed prior to the date of application to the Rent Control Board for an exemption under this section.

Petitions for an exemption under this section shall be submitted no later than 2 years from the date of the acquisition of the first permit from the City of Newark for the substantial reconstruction or rehabilitation.

The petition forms provided by the Office of Rent Control shall require that the owner submit some tangible evidence as to the undepreciated cost or the fair market value of the dwelling. The petition shall also require a written description of the reconstruction or substantial rehabilitation of the building as well as a bona fide copy of a Certificate of Occupancy for said dwelling issued by the City of Newark, certifying that the substantially rehabilitated building conforms to the Zoning ordinances of the City of Newark, the Uniform Construction Code of the City of Newark and State of New Jersey and all applicable health and housing codes of the City of Newark and State of New Jersey, without which the petition shall not be valid and may not be acted upon by the Rent Control Board. A Continued Certificate of Occupancy shall not be allowable for these purposes. The unrestricted initial rent that shall be charged shall appear on the petition as well as a sworn and notarized affidavit executed by the landlord stating that he did not in any way, manner or method evict the prior tenants from the dwelling in question for the purpose of being considered under this section.

At least 90 days prior to the expiration of the 5 year exemption from Rent Control, the landlord shall notify the tenants and the Rent Control Board that said tenancy shall be subject to rent charge restrictions upon the expiration of the exemption period.

C. Substantial Rehabilitation.

Dwellings which are substantially reconstructed or rehabilitated shall not be restricted in the initial rent charged if the Rent Control Board determines that the cost of reconstruction or rehabilitation during a 12-month period has exceeded 50% of either the undepreciated cost or the fair market value of the dwelling.

The substantial rehabilitation shall be completed prior to the date of application to the Rent Control Board for an exemption under this section.

Petitions for an exemption under this section shall be submitted no later than 2 years from the date of the acquisition of the first permit from the City of Newark for the substantial reconstruction or rehabilitation.

The petition forms provided by the Office of Rent Control shall require that the owner submit some tangible evidence as to the undepreciated cost or the fair market value of the dwelling. The petition shall also require a written description of the reconstruction or substantial rehabilitation of the building, as well as a bona fide copy of a Certificate of Occupancy issued by the City of Newark, certifying that the substantially rehabilitated building conforms to the Zoning ordinances of the City of Newark, the Uniform Construction Code of the City of Newark and State of New Jersey and all applicable health and housing codes of the City of Newark and State of New Jersey. The unrestricted initial rent that shall be charged shall also appear on the petition.

The procedures outlined in Section 15:9B-12 shall be followed. In addition, the petitioner shall give each tenant a one-month prior notice, of the effective date of any unrestricted rental increase approved by the Rent Control Board.

SECTION 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to the laws of the State of New Jersey.

November 2, 1983

The City Clerk stated that at the direction of the Corporation Counsel's Office which has refuted the legality of this ordinance they have suggested placing into the record the reasons and determinations that were made by the Council to substantiate this ordinance which reads as follows:

Whereas, after careful deliberation, the Municipal Council of the City of Newark, New Jersey determines that is necessary to amend the Rent Control Ordinance of the City of Newark in order (1) to promote the construction of rental housing in the City of Newark; (2) to give greatly needed support to the Municipal tax base; (3) to significantly strengthen standards of habitability in rental units in the City of Newark; (4) and most importantly to save greatly endangered housing stock in the City of Newark from being demolished after this housing stock has become vacant and abandoned.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. RAMON RIVERA, 75 PARK AVENUE, NEWARK, NEW JERSEY addressed the Council and asked them to vote against the adoption of this ordinance. He noted that under the existing ordinance the landlord is able, after substantial rehabilitation, to reset rents at whatever he wants. He said he cannot support this ordinance because he does not think it protects the interest of the poor people of the City of Newark. Mr. Rivera noted this ordinance needed further study by a broad based group to project the impact of this ordinance.

MS. NANCY ZAK, 48 READ STREET, NEWARK, NEW JERSEY addressed the Council with respect to support any proposal which will maintain the housing stock in Newark at rents that are affordable for current Newark residents. She noted the ordinance being considered would not benefit the current residents of Newark and would not deal with abandonment in the way it claims. She advised Council that her organization was willing to work with them to come up with a comprehensive plan that would help the residents of this City.

Councilman Rice stated that Newark would never move anyplace as long as they are not rational people. He noted that he had never indicated that this ordinance would cure the abandonment problem. He said it would assist in many of the negative problems they have including tax ratables, crime problems, infestation, health problems, loss of insurance policies of residents who live next to empty lots and abandoned houses and many other problems. He noted it is the responsibility of the Council to start to do something to get Newark going. He asked the support of the Council for this ordinance.

Councilman Payne stated he would support this ordinance. He noted that initially he had concerns about this but with the abandonment of more structures in the City he would be willing to try it. He said he would be the first to rescind it if it mitigated against people.

Councilman Tucker noted this ordinance will not touch abandonment. It deals with the possibility of incentive for developers to come into the City of Newark. He said the difference in this new ordinance is it gives landlords a period of five years to allow them to adjust rents and plan more effectively. He said he did not believe this ordinance would make a tremendous amount of difference but he did not believe they should knock it out before it is tried.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Rice, Tucker, President Grant.
Not Voting: Councilman James

President Grant: The yeses are six, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.6-S & F-h.

The City Clerk: the following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of debt statement).
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement was made by Councilman James, seconded by Councilman Payne, and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

HEARINGS OF CITIZENS.

6-HC-a. MR. JOHN FEENEY, TEACHER AT VAILSBURG HIGH SCHOOL, NEWARK, NEW JERSEY.

6-HC-b. MS. LAJUANA ELLIS, 85 MANOR DRIVE, NEWARK, NEW JERSEY.

6-HC-c. MS. DAPHNE GUERRERO, 21 ALEXANDER STREET, NEWARK, NEW JERSEY.

(For remarks of the above speakers see page #3 in the minutes of this meeting)

A motion to permit Mr. Isaac Muhammad to be heard under Hearings of Citizens was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-HC-d. MR. ISAAC MUHAMMAD, REPRESENTING THE UNITED COMMUNITY CORPORATION ORGANIZATION
thanked the Council for permitting him to address them. He asked for updated information on the Blue Ribbon Task Force that was to be appointed by the Mayor.

President Grant responded that at this point there were a few persons contacted who have agreed to serve on this Committee. He said the finalization of that Committee has not yet been completed. He noted the Committee would be made up of a cross section of persons in this City, such as residents, business persons, clergy and others and it is in the process of being finalized by the Mayor's Office.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution adopting Newark Affirmative Action Program, as amended.
(Employment of minorities and the utilization of minority business enterprises
in construction contracts and tax abatement agreements with the City of Newark)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 7-R-b. Resolution ratifying contracts with three contractors for period September 1, 1983 to November 2, 1983; further authorizing Business Administrator to enter into contracts with Master Investigative and Detective Agency, 44 Glenwood Avenue, East Orange, Allied Security, Inc., P.O. Box 3102, East Orange and Soper Security Services, Inc., 632 Roosevelt Avenue, Carteret, for provision of security services for City of Newark, lowest responsible bids received, for period November 3, 1983 to August 31, 1984; contract shall not exceed \$450,000. between three contractors and Director of Department of General Services shall use funds according to particular need of service.

(Copy of resolution and correspondence submitted to each Member of the Council)

Business Administrator Elton Hill, General Services Director Vincent Toma and Purchasing Agent Louis Lucarelli met with Council November 1, 1983)

A motion to reject the resolution awaiting a substitute resolution was made by President Grant, seconded by Councilman Rice and declared by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 7-R-c. Resolution transferring \$128,652.88 from Municipal Current Fund to H.C.D.A. Trust Account, Fund 26, Account 4670, Demolition Liens - Law Department.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Corporation Counsel McDonald met with the Council November 1, 1983)

A motion to adopt the resolution and directing the City Clerk to communicate with the Business Administrator requesting the criteria which has been established for the use of these funds was made by President Grant, seconded by Councilman Tucker.

Councilman Tucker suggested that Ms. Jewel Thompson, Director of Office of Planning and Grantsmanship submit the criteria which M.P.D.O. would utilize in having these funds go back into the wards or sections of the City where they originally generated from.

President Grant suggested that in the interim Ms. Thompson could contact Assistant Corporation Counsel McDonald who worked on this and submit something in writing.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 7-R-d. Resolution appointing William B. Dudley Constable for a term ending December 31, 1983 and approving his bond as to sufficiency.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

November 2, 1983

7-R-e.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration, to enter into modified Grant Agreement (including NEDC Financial Management Corporation and Newark Housing Authority) with United States Department of Housing and Urban Development (8-83-AA-34-0256) to construct a 125,000 square foot warehouse and distribution center for E.J. Haefeli Urban Renewal, located at 409 Doremus Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,

President Grant.

Absent During Roll Call: Councilman Payne.

7-R-f.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into an Agreement with Newark Economic Development Corporation and J & B Produce, for purpose of transferring grant funds in amount of \$200,000. to Newark Economic Development Corporation contingent upon receipt of said funds from Department of Housing and Urban Development for purpose of making a loan to J & B Produce for construction of an enclosed produce mall at southwest corner of Mulberry and Market Streets. (Contract awarded without competitive bidding per N.J.S.A. 40A:11-5(2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,

President Grant.

Absent During Roll Call: Councilman Payne.

7-R-g.

Resolution authorizing Mayor and Director of Office of Planning and Grantsmanship to execute and file application with Commissioner of Environmental Protection for disposal of Orchard Park Site (Tax Block 893, Lots 7, 8, 9, 25, 27, 29, 31, 33 and 44); said lots were sold for inclusion in the housing development known as Essex Plaza II; City of Newark will be required to reimburse State of New Jersey onehalf of the Fair Market Value of said lots or \$62,000.; some part of which as will be determined at a later date will be paid by the developer of Essex Plaza II.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the City Clerk to invite Director of Recreation and Parks Chavis and Director of Planning and Grantsmanship Thompson to meet with the Council at their pre-meeting conference November 22, 1983 was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,

President Grant.

7-R-h.

Resolution authorizing Director of Health and Welfare to enter into and execute contract with Lyons Family Health Center, to provide ambulatory health services, for period November 1, 1983 to April 30, 1984; in sum of \$39,595.96; to be paid from Neighborhood Health Center Fund of Housing and Community Development Administration, Year IX (H.C.D.A); one advance payment to be made for first month of contract period; pursuant to N.J.S.A. 40A:5-16-2. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,

President Grant.

Absent During Roll Call: Councilman Payne.

November 2, 1983

7-R-i. Resolution authorizing Business Administrator to enter into contract with Allaire Overhead Door, 17 Hoffman Boulevard, East Orange, lowest responsible bid received, to provide Maintenance and Service for Overhead Doors and New Doors, for sum not to exceed \$100,000., for period November 1, 1983 to October 31, 1984; \$16,000. encumbered in 1983 Adopted Budget of Department of General Services, Division of Public Buildings, to commence this program and any 1984 expenditures are contingent upon and subject to appropriation and approval of funds in that fiscal year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-j. Resolution authorizing Director of Engineering to execute contract with Andrew Cannella Roofing Co., Inc., 337 Paramus Road, Paramus, only bid received, for Roof Replacement and Related Work at 832 Broad Street, in accordance with plans and specifications for total sum of \$29,427.; further authorizing Director of Engineering to execute Change Orders as needed to fulfill the goals of this project, in net amount not to exceed \$4,500.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-k. Resolution ratifying contract with B & C Towing Inc., for period October 1, 1983 to November 2, 1983; further authorizing Business Administrator to enter into contract with B & C Towing Inc., 461 Avenue "P", Newark, highest bid received, for providing Towing and Storage of Abandoned Vehicles in the East District for period November 3, 1983 to September 30, 1984; bid of \$12,000. received and to be paid in quarterly payments to City: October 1, 1983-\$3,000.; January 1, 1984-\$3,000.; April 1, 1984-\$3,000. and July 1, 1984-\$3,000.; said monies to be deposited in General Funds of City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-l. Resolution ratifying contract with Guardian Fence Co., Inc., for period October 1, 1983 to November 2, 1983; further authorizing Business Administrator to enter into contract with Guardian Fence Co., Inc., 180 Wright Street, Newark, lowest responsible bid received, to provide the installation of Chain Link Fence, for period November 3, 1983 to September 30, 1984, for sum not to exceed \$25,000.; \$7,000. encumbered in 1983 Adopted Budget of Department of General Services, Division of Public Buildings, to commence this program and any 1984 expenditures are contingent upon and subject to appropriation and approval of funds in that fiscal year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-m. Resolution authorizing Purchasing Agent to advertise and receive bids for Nursing Services for Newark's Parochial Schools, Department of Health and Welfare, Division of Health; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.
Absent During Roll Call: Councilman Payne.

7-R-n. Resolution authorizing Purchasing Agent to sell tangible personal property, not needed for public use by Police Department; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-36, on Saturday, November 12, 1983; further all funds received from auction shall be deposited by Purchasing Agent in General Fund Account.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.
Absent During Roll Call: Councilman Payne.

7-R-o. Resolution authorizing Finance Director to issue check payable to Dorothy Simmons and Cohen and Meshulan, Esqs., in amount of \$4,250., upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Simmons instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries sustained as result of a fall down at 50 North 13th Street, Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.
Absent During Roll Call: Councilman Payne.

7-R-p. Resolution authorizing Finance Director to issue and deliver check in sum of \$7,000. payable to New Jersey Bell Telephone Company and Chauncey L. Barrett, Esq., upon receipt of all documents deemed necessary by Corporation Counsel; New Jersey Bell Telephone Company instituted suit against City in Superior Court, Essex County, for damages sustained to property located at 11 Airport Street and 479 Central Avenue, Newark, for destruction of telephone cable by Newark Division of Water Supply.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.
Absent During Roll Call: Councilman Payne.

7-R-q. Resolution authorizing Finance Director to execute Bargain and Sale Deed to Angelo Devino, highest bidder, for purchase of premises known as Vacated Roanoke Avenue, 190 Doremus Avenue, Block 5010, Lot 117, for sum of \$42,876.88; Mr. Devino instituted suit in Superior Court of New Jersey, Law Division entitling Mr. Devino to said premises.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.
Absent During Roll Call: Councilman Payne.

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7-R-r. Resolution authorizing Finance Director to issue check payable to Henry Graham and Emil J. Yampaglia, Esq., in amount of \$5,250., upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Graham instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries sustained as result of being struck by City-owned vehicle.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-s. Resolution authorizing Finance Director to issue check payable to Catherine Massey and Isaian Massey and Breslin and Breslin, P.A., in amount of \$5,000., upon receipt of all documents deemed necessary by Corporation Counsel; Mr. and Mrs. Massey instituted suit against City in Superior Court, Law Division, for injuries sustained in automobile accident.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-t. Resolution authorizing Finance Director to issue and deliver check in sum of \$1,000. payable to Annette Benson and J. Clifton Wilkerson, Esq., upon receipt of all documents deemed necessary by Corporation Counsel; Ms. Benson instituted suit in Superior Court, Essex County, for damages sustained to her property located at 34 Osborne Terrace.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Tucker,
President Grant.

Absent During Roll Call: Councilman Payne.

7-R-u. Resolution authorizing Finance Director to accept payment from Allstate Insurance Company, in amount of \$903.14, upon General Release issued by Corporation Counsel from liability to Allstate Insurance Company; Police Department vehicle was struck and damaged in an accident.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-v. Resolution accepting \$2,500. in satisfaction of demolition lien on property 10 Elm Street, Block 876, Lot 9, upon receipt of all documents deemed necessary by Corporation Counsel; further authorizing Corporation Counsel upon full settlement issue General Release from personal liability to Estate of Daniel Guido, for any cost and expense incurred by City to demolish building on said premises; further discharging lien imposed on said property as an assessment of cost to demolish building.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

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7-R-w. Resolution authorizing Finance Director to issue check in amount of \$17,500. payable to Jose Caban and his attorney, Ralph B. Sussman, upon receipt of all documents deemed necessary by Corporation Counsel; Mr. Caban instituted suit in Superior Court of New Jersey, Law Division, seeking damages for personal injuries incurred in motor vehicle accident.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-x. Resolution authorizing Finance Director to issue check in amount of \$20,000. payable to Bobby Ray Inzar and Joice Inzar and Blume, Vazquez, Goldfaden, Kuhn and Berkowitz, Esqs., upon receipt of all documents deemed necessary by Corporation Counsel; Joice Inzar instituted suit in Superior Court, Essex County, Law Division, for injuries sustained to Bobby Ray Inzar, infant, in a fall on sidewalk at 56-56½ Chester Avenue, Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker,
President Grant.
Absent During Roll Call: Councilman Carrino.

7-R-y. Resolution amending Resolution 7-R-x, April 7, 1982, granting exemption on improvement on property 29-75 Riverside Avenue, Block 614, Lot 1, owned by Industrial Development Associates, for period January 1, 1982 to December 31, 1986, by correcting annual tax obligation from \$33,888.72 to \$26,003.36.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-z. Resolution accepting \$3,000. in satisfaction of demolition lien on property 712 Clinton Avenue, Block 3403, Lot 84, upon receipt of all documents deemed necessary by Corporation Counsel; further authorizing Corporation Counsel upon full settlement issue General Release from personal liability to Daniel and Irma Naar, for any cost and expense incurred by City to demolish building on said premises; further discharging lien imposed on said property as an assessment of cost to demolish building.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-ba. Resolution confirming action taken by Director of Engineering to secure services of V & L Contracting Equipment Company, Inc. and Giordano and Company, Inc., lowest responsible proposals submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to render payment to V & L Contracting Equipment Company, Inc., 1097 Broadway, Bayonne, for demolition of 674-676 High Street and 678680-82 High Street, for sum of \$14,700., Giordano and Company, Inc., 170-180 Frelinghuysen Avenue, Newark, for demolition of 176 Littleton Avenue and 501-503 15th Avenue, Newark, for sum of \$12,494.; funds provided in 1983 Adopted Budget, Contract Demolition.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

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7-R-bb. Resolution authorizing Executive Director of Newark Watershed Conservation and Development Corporation to advertise for lease of $\frac{1}{4}$ acre portion of Lot 15, Block 588, in West Milford Township, and for the granting of a 35' right-of-way for purpose of maintaining a microwave repeater station, at the minimum rental of \$7,500. annually.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bc. Resolution authorizing Executive Director of Newark Watershed Conservation and Development Corporation to advertise for lease of a 750 square foot wood frame shed adjacent to 65 New City Road, West Milford, New Jersey, for a term of two years at a minimum amount of \$30.00, and setting a date for the return of bids as November 11, 1983, and for the awarding of a lease as November 22, 1983, in accordance with N.J.S.A. 40A:12-14 (a).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bd. Resolution authorizing the Director of Finance to issue and draft check to Local 617, S.E.I.U., Curtis Grimsley, 71 Washington Street, Newark, in amount of \$1,335.52, being the equivalent of one-quarter ($\frac{1}{4}$) one year's taxes for property known as 71 Washington Street, A/K/A 51-57 Central Avenue, Block 35, Lot 24. (Purchaser has conformed to all conditions of sale stated on Schedule "A", Resolution 7-R-bx, December 17, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-be. Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totaling \$422,062.94 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizens Allowance, Veteran's and Cash Overpayments for years 1977, 1978, 1979, 1980, 1981 and 1982.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bf. Resolution authorizing City Treasurer to issue check in sum of \$757.10 to Mr. Patrick J. Meehan, 263 Sandford Avenue, Lyndhurst, for overpayment on Water Account; former owner of property located at 436 North Seventh Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bg. Resolution authorizing the City Treasurer to refund to Jelliff Avenue Corporation, 152 Jelliff Avenue, Newark, New Jersey, sum of \$900.14, now on record in the Division of Water Accounting and Customer Service; Water Account No. 07-329-0055-00, 144 Jelliff Avenue, Newark, New Jersey, paid for charges on a fireline that has been disconnected prior to January 9, 1975, (notarized letter from owner, copy attached), and verified by two Water Investigators)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bh. Resolution authorizing Director of Engineering to execute, in triplicate, cost-sharing agreement between County of Essex and City of Newark, whereby the installation of a traffic signal at intersection of Central Avenue and South Eleventh Street, to be shared by County of Essex and City of Newark; City's share not to exceed \$11,000. under any circumstances; County to maintain and operate the traffic signal at its own expense thereafter.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bi. Resolution authorizing Corporation Counsel to execute a Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bj. Resolution granting extension of leave of absence without pay to Armand E. Lembo, Director of Inspections, Department of Health and Welfare, Division of Inspections, for period beginning September 7, 1983 and ending March 7, 1984. (Administrative Aide, Department of Administration, Office of Real Property - First leave began September 7, 1979.)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bk. Resolution granting extension of leave of absence without pay to Carmen Biase, Public Relations Officer, Police Department, for period beginning November 1, 1983 and ending April 30, 1984. (Deputy Mayor - First leave began October 23, 1973)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bl. Resolution granting extension of leave of absence without pay to Claude Wallace, Personnel Technician, Department of Administration, Division of Personnel, for period beginning October 13, 1983 and ending April 13, 1984. (Continue working in City Clerk's Office - First leave began April 13, 1981)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

November 2, 1983

7-R-bm. Resolution authorizing transfer of funds from Office of the Mayor and Agencies,
Human Rights Commission, Salaries and Wages, Affirmative Action Officer-\$7,608.,
to Other Salaries and Wages-\$7,608.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bn. Resolution recognizing and commending Ralph Belangio and Joseph "Bob" Torsiello
(A.S.) for outstanding service to the youth of Newark

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bo. Resolution authorizing the public auction sale of eight City-owned properties
(A.S.) not required for governmental purposes, on Friday, November 18, 1983, at 10:00 A.M.
and to be held at the Office of Real Property, 32 Green Street, 4th Floor, Newark,
New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising of Exhibits
"A" and "B" and notice of further meeting on, or at its second regular meeting,
November 22, 1983, following the auction at which time the Municipal Council will
accept or reject bids as provided by law.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice,
President Grant.
Not Voting: Councilman Tucker.

7-R-bp. Resolution by the Newark Municipal Council recognizing and commending the
(A.S.) United Way of Essex and West Hudson Counties for their immeasurable contributions
to the greater Newark community.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bq. Resolution recognizing and commending the Reverend Vernon R. Byrd, Pastor
(A.S.) of St. James A.M.E. Church, for longtime service to the Newark community.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-br.
(A.S.)

Resolution accepting bid of Edward H. Prindle, only bidder, for leasing of 118-20 West Market Street, Block 207, Lots 3, 4, for annual rental of \$8,100. and bid of Eliezer M. Gonzales, highest bidder, for leasing of 259 Broad Street, Block 442, Lot 21, for annual rental of \$1,805. and bid of Leo Moore, Jr., only bidder, for leasing of 303-5 Peshine Avenue, Block 2713, Lots 1, 2, for annual rental of \$1,300.; based upon Resolution 7-R-v, September 21, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, President Grant.
Not Voting: Councilman Tucker.

7-R-bs.
(A.S.)

Resolution strongly urging the Essex County Prosecutor's Office to immediately investigate the property located at 140 Thomas Street in Newark's East Ward, the site of illegally stored chemicals which remain on the premises despite the reported issuance of four court orders to remove same.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bt.
(A.S.)

Resolution recognizing and commending James Tieghman, 1983 Epilepsy Child for the State of New Jersey.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bu.
(A.S.)

Resolution recognizing and commending Lander Coleman, renowned tenor of the world famous Coleman Brothers and longtime business and community leader.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bv.
(A.S.)

Resolution recognizing and commending the North Jersey Chapter of the National Association of University Women for outstanding community services.

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bw.
(A.S.)

Resolution recognizing and commending Ben Krusch, Chairman of the Employees' Retirement System of the City of Newark, on 50 years of exemplary service to the people and the employees of the City of Newark.

(For action on this resolution, see page 38 in the minutes of this meeting)

November 2, 1983

MOTIONS.7-M-a.

A MOTION DIRECTING THE CITY CLERK TO SET UP A MEETING WITH THE MEMBERS OF THE COUNCIL, MAYOR KENNETH A. GIBSON, BUSINESS ADMINISTRATOR ELTON HILL, ENGINEERING DIRECTOR ALVIN ZACH, ESSEX COUNTY DELEGATES, SENATORS AND CONGRESSMEN WHO REPRESENT THIS DISTRICT TO A SPECIAL CONFERENCE OF DECEMBER 13, 1983, TO DISCUSS THE WATER SITUATION IN NEWARK was made by Councilman Rice, seconded by President Grant.

Councilman James questioned what resources the Council was going to have in reference to any recommendations that would be made. He said they should recognize in advance that any recommendation is going to cost money. He questioned if there was any grant monies available?

Councilman Rice said it is his intent to do that. He said they will need dollars and he opined the money is available, but it was just a question whether or not it will come in the form of a grant.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-M-b.

A MOTION REQUESTING THE DIRECTOR OF RECREATION AND PARKS TO REVIEW "A PROPOSAL FOR THE ESTABLISHMENT OF A COMMUNITY RECREATIONAL CENTER FOR THE DEVELOPMENTALLY DISABLED," AND REPORT ON THE FEASIBILITY OF INCORPORATING THIS PROJECT INTO THE CITY'S RECREATION PROGRAM was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

A motion to consider Resolution 7-R-bw at this time was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bw.
(A.S.)

RESOLUTION RECOGNIZING AND COMMENDING BEN KRUSCH, CHAIRMAN OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE CITY OF NEWARK, ON 50 YEARS OF EXEMPLARY SERVICE TO THE PEOPLE AND THE EMPLOYEES OF THE CITY OF NEWARK.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant.

Councilman Tucker said he was proud to introduce this resolution. He stated in regard to Mr. Krusch there is no one who has given more service to the City and more specifically to the employees of the City of Newark.

Councilman Tucker read the following resolution:

WHEREAS, Ben Krusch on November 1, 1983, completed 50 years as an employee of the City of Newark, and he has spent more than half of those years as Chairman of the Employees' Retirement System of the City of Newark, and in this role he has become a leading authority on pensions and a champion of employee rights; and

WHEREAS, Ben Krusch, a longtime resident of the City of Newark, started work as a mason and plasterer in the old Department of Parks and Public Property in 1933, and became foreman four years later, and he has served faithfully and diligently in that position ever since, except that from 1968 to 1970, he was Director of Public Works and responsible for all city construction, repair and sanitation services; and

WHEREAS, Ben Krusch was first elected to the Employees Retirement System 38 years ago as an employee representative, and his fellow workers have demonstrated continued trust in his dedication and judgment by re-electing him without interruption ever since, and he has served an extraordinary 29 years as Chairman of the Retirement System, which represents 1,800 active workers and some 1,000 retired persons; and

WHEREAS, Ben Krusch has won appreciation and respect throughout the state and nation as an expert on retirement practices and policies, and has served 15 years as national treasurer of the National Conference on Public Employee Retirement Systems which represents some 6 million public servants throughout the nation;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Ben Krusch, chairman of the Employees' Retirement System of the City of Newark, on 50 years of exemplary service to the people and the employees of the City of Newark, and does wish him many more years of productive service, personal happiness and good health.

BE IT FURTHER RESOLVED THAT a copy of this resolution suitably inscribed be presented to Ben Krusch in warm appreciation of his selfless and tireless efforts to improve the lives of all former, present and future employees of the City of Newark.

Councilman Tucker on behalf of the Municipal Council presented Mr. Krusch with a suitably inscribed copy of the resolution.

Mr. Krusch said he appreciated the honor bestowed upon himself and his family today. He noted that as a City employee for 50 years he is aware of the fantastic job done by the Members of the Council to help the employees, but that it is impossible for a City employee to retire on pension with the conditions they are limited to. He said an employee of the City of Newark cannot afford to retire. He expressed his appreciation to the Council for all the work they have done.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-M-c.

A MOTION REQUESTING THE NEWARK BOARD OF EDUCATION AND THE SUPERINTENDENT OF SCHOOLS TO INITIATE TRACK AND FIELD EVENTS IN NEWARK ELEMENTARY SCHOOLS was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-M-d.

A MOTION THAT ACKNOWLEDGES RECEIPT OF A LETTER FROM PORT AUTHORITY EXECUTIVE DIRECTOR PETER C. GOLDMARK, JR., DATED OCTOBER 27, 1983 REGARDING MR. GOLDMARK'S INTENTION TO RECOMMEND TO THE PORT AUTHORITY COMMISSIONERS, AT THEIR UPCOMING NOVEMBER 10TH BOARD MEETING, THAT SHOULD THE COMMISSIONERS DECIDE TO AUTHORIZE THE INITIATION OF A RESOURCE RECOVERY PROJECT WITH THE CITY OF NEWARK AND COUNTY OF ESSEX, THEN AUTHORITY SHOULD BE GRANTED TO ENTER INTO AN AGREEMENT WHICH WILL INCLUDE CERTAIN PROVISIONS LISTED IN MR. GOLDMARK'S LETTER AS BEING PART OF THE CITY'S RESOURCE RECOVERY MEMORANDUM OF UNDERSTANDING (MOU) WITH THE PORT AUTHORITY; FURTHER STATING CLEARLY THAT REGARDLESS OF THE COMMISSIONERS ACTIONS AT THEIR NOVEMBER 10TH MEETING, THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK RESPECTFULLY WILL NOT BE BOUND BY THE DECISIONS OF THE PORT AUTHORITY AND REGARDS THE EXISTING MOU AS A BASIS OR STARTING POINT, SUBJECT TO TRI-LATERAL NEGOTIATIONS, FOR A FINAL AGREEMENT, WHICH MAY OR MAY NOT, DEPENDING ON FUTURE NEGOTIATIONS, DUPLICATE ALL POINTS CONTAINED IN THE MOU - SAID TRI-LATERAL NEGOTIATIONS TO BE CONDUCTED BY THE PORT AUTHORITY, COUNTY OF ESSEX AND CITY OF NEWARK, AS EQUAL PARTICIPANTS; FURTHER URGING A MEETING BE HELD ON THIS MATTER WITH APPROPRIATE REPRESENTATIVES OF ALL THREE PARTIES IN ATTENDANCE PRIOR TO ANY ACTION BY THE PORT AUTHORITY COMMISSIONERS, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

(Councilman Carrino excused himself from the meeting at 3:15 P.M.)

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Proposed "Ordinance amending Title 2, Chapter 5, of the Revised Ordinances of the City of Newark, to create a dedicated trust within the Office of the Business Administrator." (Recreation Centers Trust Fund)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 8-b. The City Clerk presented Communication From Business Administrator Hill, received October 21, 1983, enclosing proposed, "Ordinance amending Newark R.O. 2:2-17, et. seq., Board of Alcoholic Beverage Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to provide for non-salaried positions on the Board and for persons in such positions to be reimbursed for necessary expenses incurred in the performance of their duty."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by inserting "amount of necessary expenditures shall not exceed Two Thousand Five Hundred Dollars (\$2,500.00) per year" was made by Councilman Martinez, seconded by President Grant and adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

A motion directing the City Clerk to place this ordinance, as amended, on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 8-c. The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,'" (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Superior Identification Officer Employees, represented by the Newark Superior Officers' Association)

(Chief Identification

Officer (40 Hours) (1) 1/1/83 \$30,226.64-\$31,232.80-\$32,237.61
1/1/84 32,191.37- 33,262.93- 34,333.05

Assistant Chief Identification

Officer (40 Hours) (9) 1/1/83 \$24,178.89-\$25,189.08-\$26,193.91
1/1/84 25,750.51- 26,826.37- 27,896.51)

(Represented by Superior Officers' Association-Newark Police- 6% increase for 1983 - 6½% increase for 1984 - Fiscal Impact- 1983-\$12,955.; 1984-\$14,899.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-d.

The City Clerk presented Communication from Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)"

(Administrative Analyst 1/1/83 \$19,887.00 - \$24,172.76
(37½ Hours)

Chief Forester 1/1/83 18,178.48 - 22,096.66
(40 Hours)

(Not represented by Civil Service Association-Essex Council #1 - 5% increase for 1983 - Fiscal Impact-\$4,002.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to amend the ordinance by separating the two titles was made by Councilman Tucker, seconded by President Grant and adopted by President Grant by the following votes:

Yes: Councilman James, Martinez, Payne, Rice, Tucker, President Grant.

8-d.

The City Clerk presented Communication from Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)"

(Administrative Analyst 1/1/83 \$19,887.00 - \$24,172.76)
(37½ hours)

(Not represented by Civil Service Association-Essex Council #1 - 5% increase for 1983 - Fiscal Impact-\$3,346.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

8-d-1.

The City Clerk presented Communication from Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)"

(Chief Forester (40 Hours) 1/1/83 \$18,178.48 - \$22,096.66)

(Not represented by Civil Service Association-Essex Council #1 - 5% increase for 1983)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker requested that Chief Accountant George Fitzsimons clarify this matter.

Chief Accountant Fitzsimons stated the original title of Chief Forester was a transfer from the Newark Watershed Development to the City of Newark payroll. At that time it was put into the budget and adopted. The ordinance then came up with two titles and both titles were rejected and returned to Administration. Now it has come back and Councilman Tucker had requested him to find out from the Newark Watershed whether the title of Chief Forester had received any increases in the past two years. He was told by the Newark Watershed that in 1982 the Chief Forester had received a 7% increase and in January 1983 he had received an additional 7% increase. This ordinance would grant him a 5% over and above that and the title was just created in the early part of this year and put into the City budget.

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker.

Not Voting: President Grant.

November 2, 1983

8-e.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Administrative Secretary)

(Administrative Secretary 1/1/83 \$14,515.56 - \$17,313.46
(35 Hours))

(Covered by Civil Service Association-Essex Council #1 - 5% for 1983 - Fiscal Impact - \$1,600. - Step #2 - 5%)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Martinez, Payne, Rice, Tucker, President Grant.

No: Councilman James.

8-f.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$905,000. therefor and to make a down payment therefor and authorizing the issuance of \$859,750. Bonds or Notes of the City for financing such appropriation.

(City General Capital Projects

1983 - Construction of salt storage dome for wetted salt operation - \$225,000.;

2083 - Reconstruction of deteriorated brick sewers in two locations - \$680,000.

(Badger Avenue and Springfield Avenue))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-g.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Bond Ordinance amending a Bond Ordinance entitled, "Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136 Bonds or Notes of the City for financing such appropriation," by adding a new project to said Bond Ordinance for the construction of an Emergency Bureau Building-Newark Police Department, appropriating an additional \$250,000. therefor and authorizing the issuance of an additional \$237,500. Bonds or Notes of the City for financing such appropriation.

(Project #1883 - Construction of Emergency Bureau Building-Newark Police Department - \$250,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-h.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance providing for the acquisition and installation of a twelve inch, high pressure water main in Frelinghuysen Avenue, in and by the City of Newark, in the County of Essex, New Jersey and appropriating \$27,000. therefor."

(Water Utility Capital Project

2183 - Installation of a 12 inch, high pressure water main on Frelinghuysen Avenue between Wharton Street and Evergreen Avenue - \$27,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 2, 1983

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A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-i.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Mulberry Street as a one-way street."

(Deleting Mulberry Street, Southbound, from Raymond Boulevard to McCarter Highway;
Adding Mulberry Street, Southbound, from Market Street to McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-j.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance establishing upgraded health benefits for Superior Identification Officer Employees and specified retirees' currently serving in the titles 'Chief Identification Officer' and 'Assistant Chief Identification Officer,' as represented by the Newark Superior Officers' Association."

(Represented by Superior Officers' Association - Upgraded health benefits -
Fiscal Impact - \$1,703.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-k.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Violations Clerk (typing), in the Municipal Courts)

(Violations Clerk (Typing)
(35 Hours) \$18,178.48 - \$22,096.66)
(Civil Service Reclassification - Not covered by Civil Service Association-Essex Council #1 - No Fiscal Impact since there is no salary increase)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-l.

The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend Title Twenty-three, Chapter Seven, Section Fourteen, of the Revised Ordinances of the City of Newark, New Jersey (1966)." (Parking meter zones in Municipal parking areas)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

8-m. The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance to amend Title Twenty-three, Chapter Nine, Sections One, Two and Three, of the Revised Ordinances of the City of Newark, New Jersey (1966)."

(Authorizes placement of parking meters on University Avenue, 110 William Street, 318-326 Washington Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman James, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-n. The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Payne, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-o. The City Clerk presented Communication From Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Deleting 23:5-7 (a), (g), (h) and (k))

Adding 23:5-7 - Parking or Standing Prohibited in Certain Areas at Certain Times - No person shall park or stand a vehicle on any listed street between the hours noted and on the sides of the streets as noted in Attachment I)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Rice, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

8-p
(A.S.) The City Clerk presented Communication from Business Administrator Hill, received October 28, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Management Specialist)."

(Budget Division

Management Specialist

(37½ Hours)

9/15/83

\$26,855.73 - \$32,643.36)

(Not covered by Civil Service Association - Essex Council #1 - 35% increase in pay - Fiscal Impact-1983-\$439.; Fiscal Impact-1984-\$2,817.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 22, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by President Grant and adopted by the following votes:

Yes: Councilmen James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

November 2, 1983

Petitions.

None.

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PENDING BUSINESS ON THE CALENDAR.

- 9-a. . Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto. (To adjust salary for Corporation Counsel)."

(Corporation Counsel	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,323.; 1984\$2,439.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez.

Councilman James stated he hoped Council would understand when they began to give raises to the Directors the impact this 5% increase would have on the salary proposed. He noted when they took office in 1970 and before that Directors were not given annual increments. Their salaries were a fixed, flat rate. These positions are now being viewed as Civil Service positions as if these individuals will be with the City forever. He said they are concerned with increments, longevity and pension benefits and yet there is not similar concerns for the delivery of services. He said he thinks that Directors, just as in the State and other government agencies, should be on a flat rate and if at the end of a calendar year or at the end of office, the Council views their work with such merit that they should receive an increase, then they should be granted an increase. He said they have witnessed some Directors in the years of 1982 through 1984 who have actually received from \$9,000. to \$12,000. raises. He noted with a 15% increase in the tax rate and devastating water bills, they can ill afford these pre-campaign raises. He said he hoped the Council would view the impact these raises will have on the taxpayers of the City of Newark.

Councilman Payne stated they needed to take a comprehensive look at these salary increases. He said there was a need to monitor and measure the effectiveness of individuals. He calculated that before the end of the 80's these salaries will be in excess of \$60,000. He noted they had to consider the taxpayers.

Councilman Rice stated in the last 14 months this Council has voted raises for someone. He said he would like to work with Councilman Payne on developing a structure so they can identify what they are doing.

Councilman Tucker said he had no problem voting on a 5% increase, but he said some of these increases are 41% and 28%. He noted he would not vote for these increases.

Councilman James said it was suggested that they have an annual meeting where salary increases would be presented to the Council and voted up or down.

The motion to defer action on the ordinance was adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

- 9-b. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Finance)."

(Director, Department of Finance	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983-\$2,412/' 1984-\$2,533.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-c. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor,' (6-S & F-i) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Department of Recreation and Parks)."

(Director, Department of Recreation and Parks	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 26% increase for 1983; 5% increase for 1984; Fiscal Impact-1983- \$10,257.82; 1984-\$2,485.84)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-d. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services)."

(Director, Department of General Services	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,457.; 1984 \$2,580.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-e. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf) adopted November 22, 1966, as amended and supplemented. (To adjust salary for Deputy Fire Chiefs)."

(Deputy Fire Chief	23	1/1/82	\$30,655.15 - \$31,518.89 - \$32,390.67
		1/1/83	32,954.28 - 33,882.80 - 34,819.90
		1/1/84	34,601.99 - 35,576.94 - 36,560.89)

(7½% for 1982 and 1983; 5% for 1984; Fiscal Impact-1982-\$55,139.; 1983-\$59,760.84; 1984-\$42,938.44)

(For action on this item see page 3 in the minutes of this meeting)

9-f.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office)."

(Executive Director, M.P.D.O. 1/1/84 \$39,682.39 - \$48,234.91)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1984 - Fiscal Impact-\$2,297.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-g.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office)."

(Director, Planning and Grantsmanship 1/1/84 \$39,682.39 - \$48,234.91)
(Not covered by Civil Service Association - Essex Council #1 5% increase for 1984; Fiscal Impact - \$1,991.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-h.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Communications Manager in the Community Development Administration, Mayor's Policy and Development Office)."

(Communications Manager 1/1/83 \$32,393.23 - \$39,375.09
1/1/84 34,012.89 - 41,343.84)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984) (Fiscal Impact - 1983 - \$1,875.; 1984 - \$1,969.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-i.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Coordinator, Clean City Project in the Community Development Administration, Mayor's Policy and Development Office)."

(Coordinator, Clean City Project 1/1/83 \$30,855.37 - \$37,425.66
1/1/84 32,398.13 - 39,296.94)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984) (Fiscal Impact - 1983 - \$1,782.; 1984 - \$1,872.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

9-j.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Consumer Action, in the Community Development Administration, Mayor's Policy and Development Office)."

(Director, Consumer	1/1/83	\$34,012.89 - \$41,343.84
	1/1/84	35,713.53 - 43,411.03)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984) (Fiscal Impact - 1983 - \$1,969.; 1984 - \$2,067.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-k.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Manager, Consumer Action, in the Community Development Administration, Mayor's Policy and Development Office)."

(Manager, Consumer	1/1/83	\$23,021.55 - \$27,982.45
Action	1/1/84	24,172.62 - 29,381.57)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984) (Fiscal Impact - 1983 - \$1,333.; 1984 - \$1,399.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-l.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Program Coordinator, Demolition, in the Community Development Administration, Mayor's Policy and Development Office)."

(Program Coordinator	1/1/83	\$26,650.01 - \$32,393.28
Demolition	1/1/84	27,982.51 - 34,012.94)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984) (Fiscal Impact - 1983 - \$1,543.; 1984 - \$1,620.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

9-m.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Deputy Mayor, Office of the Mayor)"

(Office of the Mayor

Deputy Mayor

1/1/83 \$22,161.91 - \$22,161.91

1/1/84 23,270.00 - 23,270.00)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - \$2,110.; 1984 - \$2,216.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President

Grant.

9-n.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Court Administrator, Municipal Courts.)"

(Municipal Courts

Court Administrator

1/1/84 \$29,381.57 - \$35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1984) (Fiscal Impact - 1984 - \$1,550.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-o.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Judge, Municipal Courts.)"

(Municipal Courts

Judge

1/1/83 \$42,000.00 - \$42,000.00

1 1/1/84 44,100.00 - 44,100.00)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$10,000.; 1984 - \$10,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-p.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Presiding Judge, Municipal Courts.)"

(Municipal Courts

Presiding Judge

1/1/83 \$46,200.00 - \$46,200.00

1/1/84 48,510.00 - 48,510.00)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - \$2,200.; 1984 - \$2,310.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

- 9-q. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Secretary, Alcoholic Beverage Control.)"

(Alcoholic Beverage Control
 Secretary, Board of 1/1/83 \$25,579.49 - \$31,091.62
 ABC 1/1/84 26,858.46 - 32,646.20)
 (Not covered by Civil Service Association - Essex Council #1 - 5% increases
 for 1983 and 1984) (Fiscal Impact - 1983 - \$1,284.00; 1984 - \$1,417.00)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-r. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Deputy Municipal Disaster Control Director, Civil Defense.)"

(Civil Defense
 Deputy Municipal Disaster 1/1/83 \$21,044.45 - \$25,579.49
 Control Director 1/1/84 2,096.67 - 26,858.46)
 (Not covered by Civil Service Association - Essex Council #1 - 5% increases
 for 1983 and 1984) (Fiscal Impact - 1983 - \$1,243.00; 1984 - \$1,304.00)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-s. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Executive Director, Newark Human Rights Commission.)"

(Newark Human Rights Commission
 Executive Director 1/1/83 \$27,982.45 - \$34,012.89
 N.H.R.C. 1/1/84 29,381.57 - 35,713.53)
 (Not covered by Civil Service Association - Essex Council #1 - 41% increase
 in 1983; 5% increases in 1984) (Fiscal Impact - \$3,807.00; 1984 - \$1,475.00)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-t. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Secretary, Central Planning Board.)"

(Central Planning Board
 Secretary, Central 1/1/83 \$25,579.49 - \$31,091.62
 Board 1/1/84 26,858.46 - 32,646.20)
 (Not covered by Civil Service Association - Essex Council #1 - 5% increases
 for 1983 and 1984) (Fiscal Impact - 1983 - \$1,218.; 1984 - \$1,348.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-u.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Tax Assessor, Office of Assessment.)"

(Office of Assessment

Tax Assessor

1/1/83 \$27,982.45 - \$34,012.89

1/1/84 29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,701.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-v.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Administrator, Rent Control Board.)"

(Rent Control Board

Administrator, Rent

1/1/83 \$25,579.49 - \$31,091.62

1/1/84 26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,481.00; 1984 - \$1,555.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-w.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Assistant Secretary, Board of Adjustment.)"

(Board of Adjustment

Assistant Secretary, Board

1/1/83 \$24,361.42 - \$29,611.07

1/1/84 25,579.49 - 31,091.62)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,410.00; 1984 - \$1,481.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-x.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Assistant Municipal Treasurer, Department of Finance.)"

(Assistant Municipal

Treasurer

1/1/83 \$25,579.49 - \$31,091.61

1/1/84 26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,481.00; 1984 - \$1,555.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

9-y.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division of Licenses, Department of Finance.)"

(Director, Division	1/1/83	\$25,579.49 - \$31,091.62
Of Licenses	1/1/83	26,858.46 - 32,646.20)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,412.; 1984 - \$1,555.)		
(Copy of ordinance and correspondence submitted to each Member of the Council)		

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-z.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Municipal Comptroller, Department of Finance.)"

(Municipal Comptroller	1/1/83	\$30,607.01 - \$37,129.74
(37½ Hours)	1/1/84	30,607.01 - 37,129.74)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (No increase or Fiscal Impact)		
(Copy of ordinance and correspondence submitted to each Member of the Council)		

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-ba.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Secretary, Employees Retirement System, Department of Finance.)"

(Secretary, Employees	1/1/83	\$21,044.45 - \$25,579.49
Retirement System	1/1/84	22,096.67 - 26,858.46)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,218.; 1984 - \$1,279.)		
(Copy of ordinance and correspondence submitted to each Member of the Council)		

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bb.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Treasurer, Employees' Retirement System, Department of Finance.)"

(Treasurer, Employees' Retirement System)	1/1/83	\$20,037.60 - \$24,312.04
	1/1/84	21,039.48 - 25,580.14)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,160.; 1984 - \$1,218.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bc.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Secretary, Insurance Fund, Department of Finance.)"

(Secretary, Insurance Fund)	1/1/83	\$21,044.45 - \$25,579.49
	1/1/84	22,096.67 - 26,858.46)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,218.; 1984 - \$1,279.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bd.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Tax Collector, Department of Finance.)"

(Tax Collector)	1/1/83	\$25,579.49 - \$31,091.62
	1/1/84	26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,481.; 1984 - \$1,555.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-be.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Contract Administrator, Department of Finance.)"

(Contract Administrator)	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 28% increase in 1983; 5% in 1984) (Fiscal Impact - \$2,514.; 1984 - \$1,475.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

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9-bf. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division Water Accounts and Customer Service, Department of Finance.)"

(Director, Division Water	1/1/83	\$17,982.45 - \$34,012.89
Accounts & Customer Service	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,862.)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bq. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for Budget Officer, Budget Division, Department of Administration.)"

(Budget Division		
Budget Officer	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council # 1- 5% increases for 1983 and 1984) (Fiscal Impact - 1983-\$1,407.; 1984-\$1,550.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bh. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for City Personnel Officer, Personnel Division, Department of Administration.)"

(Personnel Division)

City Personnel	1/1/83	\$27,982.45 - \$34,012.89
Officer	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,733.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bi. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for City Purchasing Agent, Central Purchase, Department of Administration.)"

(Central Purchase				
City Purchasing	1/1/83	\$27,982.45	-	\$34,012.89
Agent	1/1/84	29,381.57	-	35,713.53)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,798.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bj. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for Director, Taxicab Division, Department of Administration.)"

(Taxicab Division			
Director, Taxicab	1/1/83	\$27,982.45 -	\$34,012.89
Division	1/1/84	29,381.57 -	37,713.53)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,701.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bk. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust salaries)."

(Manager, Division of	1/1/83	\$25,579.49 -	\$31,091.62
Motors	1/1/84	26,858.46 -	32,646.20
 Manager, Division of	 1/1/83	 25,579.49 -	 31,091.62
Public Buildings	1/1/84	26,858.46 -	32,646.20
 Manager, Division of	 1/1/83	 25,579.49 -	 31,091.62
Parks and Grounds	1/1/84	26,858.46 -	32,646.20)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$4,134.; 1984-\$4,605.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bl. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division of Inspections, Department of Health and Welfare)"

(Director, Division of	1/1/83	\$27,982.45 -	\$34,012.89
Inspections	1/1/84	29,381.57 -	35,713.53

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$1,620.00; 1984 - \$1,701.00)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bm. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division of Welfare, Department of Health and Welfare)"

(Director, Division of	1/1/83	\$27,982.45 -	\$34,012.89
Welfare	1/1/84	29,381.57 -	35,713.53

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - \$1,548.; 1984 - \$1,701.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bn. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor, (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Health Officer, Department of Health and Welfare)'"

(Health Officer	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - None - Position Vacant)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bo. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor, (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Health Officer/Physician, Department of Health and Welfare)'"

(Health Officer/Physician	1/1/83	\$43,749.48 - \$53,179.80
	1/1/84	45,936.95 - 55,838.79)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984) (Fiscal Impact - 1983 - \$2,308.; 1984 - \$2,541.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bp. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor, (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salary range for Manager, Division of Sanitation, Department of Engineering.)'"

(Manager, Division of	1/1/83	\$27,982.45 - \$34,012.89
Sanitation	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - \$1,620.; 1984 - \$1,765.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bq. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor, (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salary range for Manager, Division of Traffic and Signals, Department of Engineering.)'"

(Manager, Division of	1/1/83	\$25,579.49 - \$31,091.62
Traffic and Signals	1/1/84	26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - \$1,412.; 1984 - \$1,813.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-br.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salary range for Manager, Division of Water/Sewer Utility, Department of Engineering.)"

(Manager, Division of	1/1/83	27,982.45 -	34,012.89	Wa
Water/Sewer Utility	1/1/84	29,381.57 -	35,713.53)	

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1983 and 1984) (Fiscal Impact - \$1,620.; 1984 - \$1,765.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bs.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Real Estate Collection Officer in the Community Development Administration, Mayor's Policy and Development Office)."

(Real Estate Collection	1/1/82	\$18,178.56 -	\$22,107.35
Officer (35 Hours)	1/1/83	19,087.48 -	23,212.71

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1982 and 1983) Previous Ordinance with same increase including 1985 tabled on October 20, 1982) (Fiscal Impact - 1982 - \$1,053.; 1983 - \$1,105.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bt.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Real Estate Repair and Maintenance Officer in the Community Development Administration, Mayor's Policy and Development Office)."

(Real Estate Repair and	1/1/82	\$21,044.44 -	\$25,579.64
Maintenance Officer(35 Hours)	1/1/83	21,044.45 -	25,579.49)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1982 and 1983) Previous Ordinance with same increase including 1985 tabled on October 20, 1982) (Fiscal Impact - None - No salary increase - vacant position)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bu.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Senior Real Estate Maintenance Inspector in the Community Development Administration, Mayor's Policy and Development Office)."

(Senior Real Estate	1/1/82	\$18,178.56 -	\$22,107.35
Maintenance Inspector	1/1/83	19,087.48 -	23,212.71)
(35 Hours)			

(Not covered by Civil Service Association - Essex Council #1- 5% increases for 1982 and 1983) Previous Ordinance with same increase including 1985 tabled on October 20, 1982) (Fiscal Impact - 1982 - \$1,053.; 1983 - \$1,105.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

9-bv.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor, adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Supervisor of Registry in the Community Development Administration, Mayor's Policy and Development Office)."

(Supervisor of Registry	1/1/82	\$12,441.91 - \$14,840.11
(35 Hours)	1/1/83	13,064.00 - 15,582.11)

(Not covered by Civil Service Association - Essex Council #1-5% increases for 1982 and 1983) Previous Ordinance with same increase including 1985 tabled on October 20, 1982) (Fiscal Impact - \$707.; 1983 - \$742.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bw.

Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "Ordinance amending Title 22, Streets and Sidewalks of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to prohibit disturbance of street surfaces for five (5) years."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-bx.

Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "Ordinance amending Title 22, Streets and Sidewalks of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to increase the fees of the granting of permits and the posting of deposits."

(Street and/or sidewalk opening - \$75.00

Street and/or sidewalk opening made by a Public Utility subject to State

Board of Public Utilities - \$50.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

9-by.

Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed "Ordinance to amend Title 2, Chapter 11, Human Rights Commission, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To supplement powers of the Affirmative Action Review Council regarding minority contractors)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 2, 1983

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 11, 1983 to October 24, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Babyland Nursery	8829 (Amended)
Queen of Angels Church	8838 (Amended)
St. Francis Xavier Roman Catholic Church	8863 (Amended)
St. Aloysius Roman Catholic Church	8864 (Amended)
Queen of Angels Holy Name Society	8913 (Amended)
Holy Name Society, St. John's Ukrainian Catholic Church	8915 (Amended)
St. Casimir's Parochial School P.T.A.	8946 (Amended)
Congregation B'nai Zion	9005
Blessed Sacrament Home-School	9010
Sisterhood of Congregation B'nai Zion	9017
St. Michael's Merry-makers	9018

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of Fatima Church	9011
Rosary Altar Society Sacred Heart Church	9012
St. Aloysius Roman Catholic Church General Committee	9013
St. Aloysius Roman Catholic Church General Committee	9014
St. Aloysius Roman Catholic Church General Committee	9015
Parents and Guardians Guild of St. Vincent Academy	9016

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

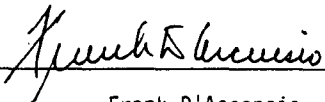
ADJOURNMENT.

- 11-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

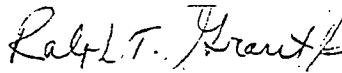
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 3:30 P.M.

APPROVED:



 Frank D'Ascensio
 City Clerk



 Ralph T. Grant, Jr.
 President

Newark, New Jersey, November 9, 1983

502

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 3:20 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated November 4, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Wednesday, November 9, 1983, at 11:00 A.M., or as soon thereafter as practical to consider the following legislation:

1. North Jersey Community Union, Home Health Aides Program (84-1-01) \$14,250.
2. Newark Comprehensive Manpower Rehabilitation Project for Drug Abusers Inc., Employment and Training Services for Former Drug and Alcoholic Abusers (84-2-01) \$102,289.
3. New Hope Development Corporation Building Maintenance Training Program (84-3-01) \$28,500.
4. BCF Enterprises, Inc. Secretarial Skills Training Program for Eligible Adults (84-4-01) \$48,000.
5. Work World Inc. Education to Work Transitional Services (84-5-01) \$83,147.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on November 4, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

RESOLUTIONS.

7-R-a.(S-1) Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with North Jersey Community Union for a Home Health Aides Program, for period November 14, 1983 to April 13, 1984, for 15 participants, for sum not to exceed \$14,250.; source of funds - New Jersey Department of Labor, Employment and Training Administration. (Only responsible bid received)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-b.(S-1) Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry to enter into contract with Newark Comprehensive Manpower Rehabilitation Project for Drug Abusers for an Employment and Training Services for Former Drug and Alcohol Abusers, for period November 14, 1983 to June 29, 1984; for 77 participants, for sum not to exceed \$102,289.; source of funds - New Jersey Department of Labor, Employment and Training Administration. (Lowest responsible bid received)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

November 9, 1983

- 7-R-c. (S-1) Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into contract with New Hope Development Corporation, Inc., for a Building Maintenance Training Program, for period November 14, 1983 to February 3, 1984, for 15 participants, for sum not to exceed \$28,500.; source of funds - New Jersey Department of Labor, Employment and Training Administration. (Only responsible bid received)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 7-R-d. (S-1) Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into contract with BCF, Inc., for a Secretarial Skills Training Program, for period November 14, 1983 to April 27, 1984, for 40 participants, for sum not to exceed \$48,000.; source of funds - New Jersey Department of Labor, Employment and Training Administration. (Lowest responsible bid received)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

- 7-R-e. (S-1) Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into contract with Work World, Inc., for an Education to Work Transitional Services Program, for period November 14, 1983 to June 29, 1984, for 37 participants, for sum not to exceed \$83,147.; source of funds - New Jersey Department of Labor, Employment and Training Administration. (Lowest responsible bid received)
(Copy of resolution and correspondence submitted to each Member of the Council)

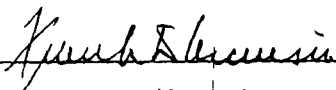
A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

ADJOURNMENT.


- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 3:25 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, November 14, 1983

504

November 14, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 2:18 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Martinez, Rice, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

(Councilman James arrived 2:19 P.M.)

City Clerk D'Ascensio read letter dated November 10, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Monday, November 14, 1983, at 1:30 P.M., or as soon thereafter as practical to consider the following legislation:

1. Resolution authorizing the Mayor and Executive Director of the Mayor's Policy and Development Office/Community Development Administration to enter into a contract with Vindicate Society, Inc. for the purpose of providing counseling services to Disadvantaged Newark Youths from Low and Moderate Income areas; funds being provided from HCDA, FY IX in amount of \$74,242.42.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on November 14, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Councilman James arrived 2:19 P.M.)

RESOLUTIONS.

7-R-a.(S-1) Resolution ratifying contract for period September 21, 1983 to November 14, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Vindicate Society Incorporated, for period November 15, 1983 to February 15, 1984; for purpose of providing counseling services to disadvantaged Newark Youth from low and moderate income areas; Vindicate Society Incorporated shall receive funds totalling \$74,242.42 to carry out stated services; source of funds H.C.D.A. IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Tucker, President Grant.

No: Councilman James.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, President Grant.

This meeting adjourned at 2:20 P.M.

505

November 14, 1983

APPROVED:

Frank D'Ascensio
Frank D'Ascensio
City Clerk

Ralph T. Grant, Jr.
Ralph T. Grant, Jr.
President

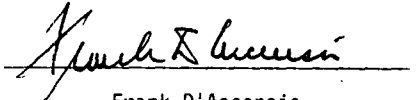
Newark, New Jersey, November 22, 1983

506

President Grant stated the hour is now 1:00 P.M., the regularly scheduled time for the meeting the Council has called. The ordinance provides that the City of Newark have two Council meetings per month, one is a day meeting and the second is a night meeting. In light of the fact that the Law Department has reviewed the change in time from 8:00 P.M. to 1:00 P.M., it has issued an opinion indicating it is illegal to have a Council meeting at 1:00 P.M. today. The Council meeting scheduled for 1:00 P.M. will not be held until 8:00 P.M. Everyone who has been approved to speak at the meeting this evening will be permitted to speak at that time.

President Grant reiterated the meeting of the Municipal Council will be held at 8:00 P.M. today.

APPROVED:



Frank D'Ascensio
City Clerk

November 22, 1983 #1

Newark, New Jersey, November 22, 1983

507

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:05 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend B.F. Johnson, Metropolitan Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant, Frank D'Ascensio, Clerk of the Municipal Council, Assistant Corporation Counsel Vitale, Lieutenant James Reed, Sergeant-at-Arms.

(Councilman Payne arrived 8:18 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 14, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

President Grant requested the audience to stand for a moment of silence on the 20th Anniversary of the death of President John F. Kennedy and for the Marines who gave their lives in the Mideast.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Report of Tax Abatement Properties, 3rd Quarter, July 1, 1983 through Sept. 30, 1983, submitted by Division of Revenue Collections.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-b. The City Clerk presented Report of Division of Health, Department of Health and Welfare, for period April, 1983 to July, 1983.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-c. The City Clerk presented Interim Report of City of Newark, for nine months ended September 30, 1983, submitted by Samuel Klein and Company, Certified Public Accountants.
(Copy submitted to each Member of the Council)

A motion that the Report be received and Staff Study be made thereon to the Council was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

November 22, 1983 #2

November 22, 1983

- 4-d. The City Clerk presented Automatic Data Processing (A.D.P.), Rental Activity of City-owned Property, for the month of October, 1983, submitted by Otto S. Roquemore, Manager, City-owned property.

A motion that the Rental Activity be received and placed on file was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-e. The City Clerk presented Report of Newark Redevelopment and Housing Authority, listing property acquisitions for Urban Renewal Project No. R-121, for the months of September and October, 1983.

A motion that the Report be received and copies distributed to the Tax Assessor and Tax Collector for implementation was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-f. The City Clerk presented Report of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of October, 1983.

A motion to approve Report of Contracts Awarded as recommended by the Purchasing Agent and approved by the Business Administrator subject to approval of 7-R-g, Magnuson Computer Systems, on the November 22, 1983 Calendar; and receipts of Resolutions for Drew Funeral Home-Burial of Indigent Dead; Euler Decorating Co.-Christmas Decorations and Mr. Steam Machine-Removal of Graffiti, was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-g. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held September 28, 1983.

A motion that the Copy of Minutes be received was made by President Grant, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-h. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-Ramapo/Filtration Plant, held September 28, 1983.

A motion that the Copy of Minutes be received was made by Councilman Branch, seconded by President Grant and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-i. The City Clerk presented Copy of Minutes of Meeting of Board of Trustees of Newark Public Library, held September 28, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman James and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-j. The City Clerk presented Copy of Minutes of Private Meeting of Board of Trustees of Newark Public Library, held September 28, 1983.

A motion that the Copy of Minutes be received was made by Councilman James, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-k. The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held October 11, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

- 4-l. The City Clerk presented Copy of Minutes of Meeting of Board of Adjustment, held October 25, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

A motion to consider Items 9-a through 9-bu at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.

Councilman Carrino said in light of the financial instability as it now occurs in the City of Newark, it would be kind of foolish for the City Fathers to entertain any raises which might be on the calendar. As a result of the financial crunch the Mayor has so eloquently been speaking about the last seven or eight days, he thinks the Council in its wisdom would be most intelligent to table or defer all of these ordinances until such time as they get a better picture of the financial situation in the City.

President Grant stated for the interest of the audience and those persons who are here tonight relative to the proposed raises. At the Council's deliberations earlier today and in keeping with what Councilman Carrino has indicated, the entire City Council, unanimously indicated in light of the fiscal crisis pending in the City of Newark and in light of the instability of our financial situation, they deemed it in the best interests of the citizens of the City to table these raises until such time as they can determine that Newark is on sound fiscal footing. It may be six months, it may be a year. They are certainly working in the interest of all of the people of the City and this is certainly the underlying effort behind the tabling of these ordinances.

Councilman James said he shares his remarks that it is the Council of the Whole and certainly they as a whole are saying it is a responsibility at this time because people look up and see firehouses closing, policemen being laid off and raises are being proposed. He hoped that they would even go further than just tabling these but look into the matters indicated by Councilman Martinez earlier about the significant number of federal positions which have been created in the existing municipal budget whereby they would continue in their job heretofore was limited in nature and they have career Civil Service people being laid off. They should study the entire Budget because there are positions in there that are considered "fat" as opposed to career Civil Service employees. They should also be mindful by the granting of raises they would in fact be reducing City services because citizens are now posing the question "what am I paying taxes for now with most of the services having been reduced or eliminated". They have a total responsibility of scrutinizing their budget and seeing in fact if there are any personnel in there not actually performing an essential job and they should be removed as opposed to police, firemen, metermaids and even our school crossing guards. He congratulated the whole Council for being responsible in this matter.

Councilman Branch agreed with remarks made by Councilmen Carrino, James and President Grant. The situation they are in now looks pretty bad and for Administration and the Council to accept raises would not be right.

Councilman Rice stated he too concurs with the remarks made by his colleagues and doesn't think this is a reflection to those in Administration, those in government who are recently deserving of a raise. His concern is to defer or table raises year

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after year are not solutions to their problems. He thinks the time is long overdue that 9 Council persons and the Mayor with his administrative staff start to come together collectively with State, Federal and County officials, not only to try to resolve problems but to monitor the good of our system and give directions. This is the last time, hopefully, during the fiscal year that he would have to sit the last minute to make decisions. He hoped legislation would be forthwith from the City Clerk's Office and the Law Department creating a mandate that at least quarterly or sooner that Department Heads and Budgetary dispositions come before the City Council for response.

Councilman James said he thinks also during their deliberations they might bring out an unpopular subject because across the nation now they are not talking about raises but are talking about cutbacks, wherein employees would actually give monies back to keep fellow workers working. He had Chief Accountant Fitzsimons do a study on the Newark Municipal Council Budget and discovered their budget has increased 900% since he has been in public office and maybe they should govern by example and bite the bullet themselves. Maybe the Council, if it becomes necessary for fiscal cutbacks in the City, he thinks maybe they should cut back in their office and some of their expenses. If their budget has increased 900%, perhaps there is some "fat" in the Newark Municipal Council Budget.

Councilman Carrino said the unanswered questions about the layoffs doesn't really go as deep as it is. Not once in any of the newspaper articles had the Newark Police Department been mentioned and many people are under the assumption that no policemen are being laid off. Although there is no physical layoff going to occur in the Police Department, the fact is over 70 men have left the Police Department in '83 and those 70 people will not be replaced or no plans to replace them as of now, 25 of those 70 people were supposed to start the Police Academy this past Monday and the class was eliminated and those persons have already given two weeks notice on their other jobs. The fact is that those 70 positions will not be made up thereby putting the Police Department in a situation of going below 800 men for the first time in the history of the City.

(Councilman Payne arrived 8:18 P.M.)

Councilman Martinez said he can't understand who created the priorities. They have a Fire Department which is probably the best public relations weapon the City of Newark has, probably the best thing a homeowner has and the fire insurance policies are much cheaper than other areas in the country. He recalled the explosion of Texaco and the McKessen explosion on Doremus Avenue and they chose to close the firehouses which were the closest to the most dangerous areas, Engine Co. 14 and Engine Co. 32. He feels that priority should certainly be examined by the Governing Body.

Councilman Branch concurred with remarks made by Councilman Martinez and indicated the Central Ward can't afford to stand closing another firehouse. He hoped that the Governor's statement in reference to giving money to at least 6 cities becomes a reality to save the firemen as well as the policemen.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto. (To adjust salary for Corporation Counsel)."
- | | | |
|-----------------------|--------|---------------------------|
| (Corporation Counsel) | 1/1/83 | \$46,902.74 - \$46,902.74 |
| | 1/1/84 | 49,247.87 - 49,247.87) |
- (Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,323.; 1984- \$2,439.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-b. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Finance))."

(Director, Department of Finance	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact-1983-\$2,412.; 1984-\$2,533.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-c. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor,' (6-S & F-i) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Department of Recreation and Parks))."

(Director, Department of Recreation and Parks	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 26% increase for 1983; 5% increase for 1984; Fiscal Impact-1983- \$10,257.82; 1984-\$2,485.84)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-d. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust the salary of Director, Department of General Services))."

(Director, Department of General Services	1/1/83	\$46,902.74 - \$46,902.74
	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,457.; 1984- \$2,580.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-e. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Supervisor of Registry in the Community Development Administration, Mayor's Policy and Development Office)."

(Supervisor of Registry (35 Hours)	1/1/82	\$12,441.91 - \$14,840.11
	1/1/83	13,064.00 - 15,582.11)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1982 and 1983; Previous ordinance with same increase including 1985 tabled on October 20, 1982; Fiscal Impact - \$707.; 1983-\$742.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-f. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Executive Director, M.P.D.O. in the Community Development Administration, Mayor's Policy and Development Office).
- (Executive Director, M.P.D.O. 1/1/84 \$39,682.39 - \$48,234.91)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1984 - Fiscal Impact-\$2,297.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-g. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Planning and Grantsmanship in the Community Development Administration, Mayor's Policy and Development Office)"
- (Director, Planning and Grantsmanship 1/1/84 \$39,682.39 - \$48,234.91)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1984; Fiscal Impact - \$1,991.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-h. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Communications Manager in the Community Development Administration, Mayor's Policy and Development Office).
- (Communications Manager 1/1/83 \$32,393.23 - \$39,375.09
1/1/84 34,012.89 - 41,343.84)
(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984)
(Fiscal Impact - 1983 - \$1,875.; 1984 - \$1,969.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-i. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Coordinator, Clean City Project in the Community Development Administration, Mayor's Policy and Development Office)."

(Coordinator, Clean City	1/1/83	\$30,855.37 - \$37,425.66
Project	1/1/84	32,398.13 - 39,296.94)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984)
 (Fiscal Impact - 1983 - \$1,782.; 1984 - \$1,872.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-j. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Director, Consumer Action, in the Community Development Administration, Mayor's Policy and Development Office)."

(Director, Consumer	1/1/83	\$34,012.89 - \$41,343.84
Action	1/1/84	35,713.53 - 43,411.03)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984 - Fiscal Impact - 1983 - \$1,969.; 1984 - \$2,067.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-k. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Manager, Consumer Action, in the Community Development Administration, Mayor's Policy and Development Office)."

(Manager, Consumer	1/1/83	\$23,021.55 - \$27,982.45
Action	1/1/84	24,172.62 - 29,381.57)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984 - Fiscal Impact - 1983 - \$1,333.; 1984 - \$1,399.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-l. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Program Coordinator, Demolition, in the Community Development Administration, Mayor's Policy and Development Office)."

(Program Coordinator	1/1/83	\$26,650.01 - \$32,393.28
Demolition	1/1/84	27,982.51 - 34,012.94)

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(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1983 and 1984 - Fiscal Impact - 1983 - \$1,543.; 1984 - \$1,620.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-m. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Deputy Mayor, Office of the Mayor)"

(Office of the Mayor		
Deputy Mayor	1/1/83	\$22,161.91 - \$22,161.91
	1/1/84	23,270.00 - 23,270.00)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - \$2,110.; 1984 - \$2,216.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-n. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Court Administrator, Municipal Courts.)"

(Municipal Courts		
Court Administrator	1/1/84	\$29,381.57 - \$35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increase for 1984 - Fiscal Impact - 1984 - \$1,550.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-o. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Judge, Municipal Courts.)"

(Municipal Courts		
Judge	1/1/83	\$42,000.00 - \$42,000.00
	1/1/84	44,100.00 - 44,100.00)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$10,000.; 1984 - \$10,500.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-p. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Presiding Judge, Municipal Courts.)"

(Municipal Courts		
Presiding Judge	1/1/83	\$46,200.00 - \$46,200.00
	1/1/84	48,510.00 - 48,510.00

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - \$2,200.; 1984 - \$2,310.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-q. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Secretary, Alcoholic Beverage Control.)"

(Alcoholic Beverage Control		
Secretary, Board of	1/1/83	\$25,579.49 - \$31,091.62
A.B.C.	1/1/84	26,858.46 - 32,646.20

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,284.00; 1984 - \$1,417.00)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-r. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Deputy Municipal Disaster Control Director, Civil Defense.)"

(Civil Defense		
Deputy Municipal Disaster	1/1/83	\$21,044.45 - \$25,579.49
Control Director	1/1/84	22,096.67 - 26,858.46

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,243.00; 1984 - \$1,304.00)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-s. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Executive Director, Newark Human Rights Commission.)"

(Newark Human Rights Commission		
Executive Director	1/1/83	\$27,982.45 - \$34,012.89
N.H.R.C.	1/1/84	29,381.57 - 35,713.53

(Not covered by Civil Service Association - Essex Council #1 - 41% increase in 1983; 5% increases in 1984 - Fiscal Impact - \$3,807.; 1984 - \$1,475.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-t. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Secretary, Central Planning Board.)"

(Central Planning Board		
Secretary, Central	1/1/83	\$25,579.49 - \$31,091.62
Board	1/1/84	26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,218.; 1984 - \$1,348.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-u. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Tax Assessor, Office of Assessment.)"

(Office of Assessment		
Tax Assessor	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,701.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-v. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Administrator, Rent Control Board.)"

(Rent Control Board		
Administrator, Rent	1/1/83	\$25,579.49 - \$31,091.62
Control Board	1/1/84	26,858.46 - 32,646.20)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,481.; 1984 - \$1,555.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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9-w.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Assistant Secretary, Board of Adjustment.)"

(Board of Adjustment
Assistant Secretary, Board 1/1/83 \$24,361.42 - \$29,611.07
of Adjustment 1/1/84 25,579.49 - 31,091.62)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases
for 1983 and 1984 - Fiscal Impact - 1983 - \$1,410.; 1984 - \$1,481.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

9-x.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Assistant Municipal Treasurer, Department of Finance.)"

(Assistant Municipal 1/1/83 \$25,579.49 - \$31,091.61
Treasurer 1/1/84 26,858.46 - 32,646.20)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases
for 1983 and 1984 - Fiscal Impact - 1983 - \$1,481.; 1984 - \$1,555.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

9-y.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division of Licenses, Department of Finance.)"

(Director, Division 1/1/83 \$25,579.49 - \$31,091.62
of Licenses 1/1/83 26,858.46 - 32,646.20)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases
for 1983 and 1984 - Fiscal Impact - 1983 - \$1,412.; 1984 - \$1,555.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

9-z.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Municipal Comptroller, Department of Finance.)"

(Municipal Comptroller 1/1/83 \$30,607.01 - \$37,129.74
(37½ Hours) 1/1/84 30,607.01 - 37,129.74)
(Not covered by Civil Service Association - Essex Council #1 - 5% increases
for 1983 and 1984 - No increase or Fiscal Impact)
(Copy of ordinance and correspondence submitted to each Member of the Council)

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A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-ba. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Secretary, Employees Retirement System, Department of Finance.)"

(Secretary, Employees Retirement System	1/1/83	\$21,044.45 - \$25,579.49
	1/1/84	22,096.67 - 26,858.46)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,218.; 1984 - \$1,279.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bb. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Treasurer, Employees Retirement System, Department of Finance.)"

(Treasurer, Employees Retirement System	1/1/83	\$20,037.60 - \$24,312.04
	1/1/84	21,039.48 - 25,580.14)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,160.; 1984 - \$1,218.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bc. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended. (To adjust salary range for Secretary, Insurance Fund, Department of Finance.)"

(Secretary, Insurance Fund	1/1/83	\$21,044.45 - \$25,579.49
	1/1/84	22,096.67 - 26,858.46)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983-\$1,218.; 1984-\$1,279.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

(Tax Collector	1/1/83	\$25,579.49 - \$31,091.62
	1/1/84	26,858.46 - 32,646.20)

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

(Contract Administrator	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53)

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

(Director, Division Water	1/1/83	\$17,982.45 - \$34,012.89	A
Accounts & Customer Service	1/1/84	29,381.57 - 35,713.53	

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Budget Division		
Budget Officer	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53

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November 22, 1983

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bh. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for City Personnel Officer, Personnel Division, Department of Administration.)"

(Personnel Division

City Personnel 1/1/83 \$27,982.45 - \$34,012.89

Officer 1/1/84 29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,733.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bi. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for City Purchasing Agent, Central Purchase, Department of Administration.)"

(Central Purchase

City Purchasing Agent 1/1/83 \$27,982.45 \$34,012.89

1/1/84 29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,798.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bj. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended. (To adjust salary range for Director, Taxicab Division, Department of Administration.)"

(Taxicab Division

Director, Taxicab 1/1/83 \$27,982.45 - \$34,012.89

Division 1/1/84 29,381.57 - 35,713.53)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact - 1983 - \$1,620.; 1984 - \$1,701.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bk.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended. (To adjust salaries)."

(Manager, Division of Motors	1/1/83	\$25,579.49 - \$31,091.62
	1/1/84	26,858.46 - 32,646.20
Manager, Division of Public Buildings	1/1/83	25,579.49 - 31,091.62
	1/1/84	26,858.46 - 32,646.20
Manager, Division of Parks and Grounds	1/1/83	25,579.49 - 31,091.62
	1/1/84	26,858.46 - 32,646.20

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$4,134.; 1984-\$4,605.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bl.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division of Inspections, Department of Health and Welfare)"

(Director, Division of Inspections	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact - 1983-\$1,620.; 1984-\$1,701.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bm.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Director, Division of Welfare, Department of Health and Welfare)"

(Director, Division of Welfare	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - \$1,548.; 1984 - \$1,701.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bn.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Health Officer, Department of Health and Welfare)"

(Health Officer	1/1/83	\$27,982.45 - \$34,012.89
	1/1/84	29,381.57 - 35,713.53

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - None - Position Vacant)
(Copy of ordinance and correspondence submitted to each Member of the Council)

November 22, 1983

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bo. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor, (6-S & F-m) adopted May 4, 1977, as amended. (To adjust salary range for Health Officer/Physician, Department of Health and Welfare)'"

(Health Officer/Physician	1/1/83	\$43,749.48 - \$53,179.80
	1/1/84	45,936.95 - 55,838.79

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - 1983 - \$2,308.; 1984 - \$2,541.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bp. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salary range for Manager, Division of Sanitation, Department of Engineering.)"

(Manager, Division of	1/1/83	\$27,982.45 - \$34,012.89
Sanitation	1/1/84	29,381.57 - 35,713.53

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - \$1,620.; 1984 - \$1,765.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bq. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salary range for Manager, Division of Traffic and Signals, Department of Engineering.)"

(Manager, Division of	1/1/83	\$25,579.49 - \$31,091.62
Traffic and Signals	1/1/84	26,858.46 - 32,646.20

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - \$1,412.; 1984 - \$1,813.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-br. Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977 and amendments thereto. (To adjust salary range for Manager, Division of Water/Sewer Utility, Department of Engineering.)"

(Manager, Division of	1/1/83	\$27,982.45 - \$34,012.89
Water/Sewer Utility	1/1/84	29,381.57 - 35,713.53

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984 - Fiscal Impact - \$1,620.; 1984 - \$1,765.)

November 22, 1983

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(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bs.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Real Estate Collection Officer in the Community Development Administration, Mayor's Policy and Development Office)."

(Real Estate Collection Officer (35 Hours)	1/1/82	\$18,178.56 - \$22,107.35
	1/1/83	19,087.48 - 23,212.71)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1982 and 1983 - Previous Ordinance with same increase including 1985 tabled on October 20, 1982 - Fiscal Impact - 1982 - \$1,053.; 1983 - \$1,105.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bt.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Real Estate Repair and Maintenance Officer in the Community Development Administration, Mayor's Policy and Development Office)."

(Real Estate Repair and Maintenance Officer (35 Hours)	1/1/82	\$21,044.44 - \$25,579.64
	1/1/83	21,044.45 - 25,579.49)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1982 and 1983 - Previous Ordinance with same increase including 1985 tabled on October 20, 1982 - Fiscal Impact - None - No salary increase - vacant position)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

9-bu.

Communication from Business Administrator Hill, received October 7, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust salary range for Senior Real Estate Maintenance Inspector in the Community Development Administration, Mayor's Policy and Development Office)."

(Senior Real Estate Maintenance Inspector (35 Hours)	1/1/82	\$18,178.56 - \$22,107.35
	1/1/83	19,087.48 - 23,212.71)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1982 and 1983 - Previous Ordinance with same increase including 1985 tabled on October 20, 1982 - Fiscal Impact - 1982 - \$1,053.; 1983 - \$1,105.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

November 22, 1983

A motion to consider Ordinance 6-F-f at this time was made by Councilman Tucker, seconded by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 6-F-f. The City Clerk read An ordinance amending and supplementing Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board, Sections 4, 6, 7, 8, 9(H), 11 and 17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of ordinance and correspondence submitted to each Member of the Council)

Councilman Tucker said consistent with legal opinion he received from the Law Department dealing with this ordinance, he would move to defer action until their next meeting to have an opportunity to meet with the Law Department, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

- 6-F-a. The City Clerk read An Ordinance to amend an ordinance entitled "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor" adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Supervising Claims Examiner in the Community Development Administration, Mayor's Policy and Development Office)
(Supervising Claims Examiner (35 Hours) 1/1/83 \$14,956.57 - \$18,178.48)
(Mayor's Policy and Development Office/Community Development Administration - Not covered by Civil Service Association- Essex Council #1 - 5% increase for 1983 - Fiscal Impact-\$4,401.21)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 6-F-b. The City Clerk read An Ordinance to establish a Historical-Heritage Commission of the City of Newark and providing for the appointment of its Members; and outlining the powers and duties of said commission.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant.

Councilman Tucker said he thinks what this ordinance in effect does is change the posture. They already have an existing ordinance that in effect establishes a Historical Commission. He does believe if the Mayor is reluctant to appoint the people on the old ordinance, then they should not be utilized as pawns in this confrontation between the Mayor and the Historical Society. He thinks if that is what they are really talking about, he believes the Mayor and the Historical Society should resolve this issue.

525
November 22, 1983

The motion to adopt the ordinance on first reading failed of adoption by the following votes:

Yes: Councilmen Branch, Martinez.

No: Councilmen Carrino, James, Payne, Rice, Tucker, President Grant.

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-c. The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Police Department).

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Police	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,367.; 1984- \$2,486.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-d. The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor," (6-S & F-m) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Health and Welfare).

(Director, Department of	1/1/83	\$46,902.74 - \$46,902.74
Health and Welfare	1/1/84	49,247.87 - 49,247.87)

(Not covered by Civil Service Association - Essex Council #1 - 5% increases for 1983 and 1984; Fiscal Impact-1983-\$2,278.; 1984-\$2,392.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-e. The City Clerk read An Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5, Annual Vacation Leave, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (Newark R.O. 2:14-5).

(Vacation Leave Increase - No Fiscal Impact unless someone is put into Acting capacity in police and fire titles)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

November 22, 1983

6-F-f. The City Clerk read An ordinance amending and supplementing Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board, Sections 4, 6, 7, 8, 9(H), 11 and 17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this Ordinance, see page 18 in the minutes of this meeting)

6-F-g. The City Clerk read An Ordinance amending Title 2, Chapter 5, of the Revised Ordinances of the City of Newark, to create a dedicated trust within the Office of the Business Administrator.

(Recreation Centers Trust Fund)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

6-F-h. The City Clerk read An Ordinance amending Newark R.O. 2:2-17, et. seq., Board of Alcoholic Beverage Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to provide for non-salaried positions on the Board and for persons in such positions to be reimbursed for necessary expenses incurred in the performance of their duty, not to exceed two-thousand five hundred dollars (\$2,500.) per year.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, President Grant.

No: Councilman Tucker.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

Councilman Payne requested to change his vote from the affirmative to the negative.

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, President Grant.

No: Councilmen Payne, Tucker.

President Grant: The yeses are six and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-i. The City Clerk read An Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Superior Identification Officer Employees, represented by the Newark Superior Officers' Association)

(Chief Identification

Officer (40 Hours) (1) 1/1/83 \$30,226.64-\$31,232.80-\$32,237.61
1/1/84 32,191.37- 33,262.93- 34,333.05

Assistant Chief Identification
Officer (40 Hours) (9) 1/1/83 \$24,178.89-\$25,189.08-\$26,193.91
1/1/84 25,750.51- 26,826.37- 27,896.51)
(Represented by Superior Officers' Association-Newark Police - 6% increase
for 1983 - 6½% increase for 1984 - Fiscal Impact - 1983-\$12,955.; 1984-\$14,899.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, carrino, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-j. The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

(Administrative Analyst 1/1/83 \$19,887.00 - \$24,172.76
(37½ Hours)
(Not represented by Civil Service Association-Essex Council #1 - 5% increase for 1983 - Fiscal Impact-\$3,346.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-k. The City Clerk read An Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To adjust the salary range for Administrative Secretary)

(Administrative Secretary 1/1/83 \$14,515.56 - \$17,313.46
(35 Hours)
(Covered by Civil Service Association-Essex Council #1 - 5% for 1983 - Fiscal Impact - \$1,600. - Step #2 - 5%)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-l. The City Clerk read A Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$905,000. therefor and to make a down payment therefor and authorizing the issuance of \$859,750. Bonds or Notes of the City for financing such appropriation.

(City General Capital Projects
1983 - Construction of salt storage dome for wetted salt operation - \$225,000.;
2083 - Reconstruction of deteriorated brick sewers in two locations - \$680,000.
(Badger Avenue and Springfield Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

November 22, 1983

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-m.

The City Clerk read A Bond Ordinance amending a Bond Ordinance entitled, "Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136 Bonds or Notes of the City for financing such appropriation," by adding a new project to said Bond Ordinance for the construction of an Emergency Bureau Building-Newark Police Department, appropriating an additional \$250,000. therefor and authorizing the issuance of an additional \$237,500. Bonds or Notes of the City for financing such appropriation.

(Project #1883 - Construction of Emergency Bureau Building-Newark Police Department-\$250,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-n.

The City Clerk read An Ordinance providing for the acquisition and installation of a twelve inch, high pressure water main in Frelinghuysen Avenue, in and by the City of Newark, in the County of Essex, New Jersey and appropriating \$27,000. therefor.

(Water Utility Capital Project - 2183 - Installation of a 12 inch, high pressure water main on Frelinghuysen Avenue between Wharton Street and Evergreen Avenue - \$27,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-o.

The City Clerk read An Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Mulberry Street as a one-way street

(Deleting Mulberry Street, Southbound, from Raymond Boulevard to McCarter Highway

Adding Mulberry Street, Southbound, from Market Street to McCarter Highway)

November 22, 1983

(Approval not required by Department of Transportation, Division of Traffic Engineering)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-p. The City Clerk read An Ordinance establishing upgraded health benefits for Superior Identification Officer Employees and specified retirees' currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer," as represented by the Newark Superior Officers' Association.

(Represented by Superior Officers' Association - Upgraded health benefits - Fiscal Impact - \$1,703.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-q. The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (to create the title and salary range for Violations Clerk (Typing), in the Municipal Courts)

(Violations Clerk (Typing)

(35 Hours)

\$18,178.48 - \$22,096.66)

(Civil Service Reclassification - Not covered by Civil Service Association-Essex

Council #1 - No Fiscal Impact since there is no salary increase)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-r. The City Clerk read An ordinance to amend Title Twenty-Three, Chapter Nine, Sections One, Two and Three, of the Revised Ordinances of the City of Newark, New Jersey, (1966).

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(Authorizes placement of Municipal Parking Areas at 415 University Avenue;
110 William Street and 318-326 Washington Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-s. The City Clerk read An ordinance to amend Title Twenty-three, Chapter Seven, Section Fourteen, of the Revised Ordinances of the City of Newark, New Jersey, (1966).
(Authorizes placement of parking meters on 415 University Avenue, 110 William Street and 318-326 Washington Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by President Grant.

Councilman Rice said he is concerned a little about the impact these parking meters would have in this particular area because the majority of the people visiting that area are going to the Health Division. Many of them are destitute and recipients of benefits and many of them have a car to get there, but too many times they get flooded with tickets before they get a chance to be treated. It is nice to collect the ratables but we need to be concerned where we place some of these meters. He would like to have this ordinance deferred and requested the maker and seconder to remove their motions to adopt.

Councilman Branch questioned whether the Council receives a report on how much money has been collected by these meters.

President Grant replied that can be requested and is reflected in the Budget each year.

Councilman Payne felt Councilman Rice was making a good point. He has done some checking on meter parking and in a lot of instances, the shop owners are parking there and keep their cars there all day and it really doesn't necessarily serve the purpose it was intended for.

Councilman Tucker withdrew his motion to adopt.

President Grant withdrew his second to the motion.

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach and Traffic Engineer Ceballos to meet with the Council at their pre-meeting conference December 6, 1983 was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-t. The City Clerk read An Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach and Traffic Engineer Ceballos to meet with the Council at their pre-meeting conference December 6, 1983 was made Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-u. The City Clerk read An Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Deleting 23:5-7 (a), (g), (h) and (k))

Adding 23:5-7 - Parking or Standing Prohibited in Certain Areas at Certain Times

No person shall park or stand a vehicle on any listed street between the hours noted and on the sides of the streets as noted in Attachment I)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on this ordinance and directing the City Clerk to invite Director of Engineering Zach and Traffic Engineer Ceballos to meet with the Council at their pre-meeting conference December 6, 1983 was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-F-v. The City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Management Specialist)

(Budget Division

Management Specialist

(37½ Hours)

9/15/83 \$26,855.73 - \$32,643.36)

(Not covered by Civil Service Association - Essex Council #1 - 35% increase in pay - Fiscal Impact-1983-\$439.; Fiscal Impact- 1984-\$2,817.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

Not Voting: Councilman Carrino.

President Grant: The yeses are six, the noes are one and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

With respect to Ordinances 6-F-w through 6-F-y, Councilman Tucker stated for the record that these ordinances were previously adopted by the Members of the Council. Pursuant to the statutes, the Mayor submitted these particular ordinances to the Council and after their deliberations they in effect adopted them. Part of the process of making these ordinances into law is that the Mayor must sign them. They are salary positions and he believes if the Mayor has the wisdom to submit these particular ordinances to the Council but somehow or other doesn't want to affix his signature to them, then he doesn't believe these ordinances, even though they are in effect at this time, should be allowed to stand.

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6-F-w.
(A.S.) The City Clerk read An ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range for Family Neighborhood Counselor, in the Municipal Courts and delete Counselor, F.N.S.)," (6-S & F-c) adopted November 2, 1983.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-x.
(A.S.) The City Clerk read An ordinance to repeal an ordinance entitled, 'An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto. (To create the title and salary range for Assistant Program Coordinator, Demolition (Administration) and to delete the title and salary range for Assistant Program Coordinator, Demolition in the Community Development Administration. Mayor's Policy and Development Office)," (6-S & F-d) adopted November 2, 1983.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

6-F-y.
(A.S.) The City Clerk read An ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor, (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Senior Draftsman and Title Searcher)" (6-S & F-f) adopted November 2, 1983.

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 7, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark", Ordinance 6-S & F-d, adopted March 3, 1982. (To adjust medical benefits)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. That Section 4(a) of an ordinance entitled, "An ordinance establishing medical, dental and prescription health benefits for officials and employees of the City of Newark, Ordinance 6S&FD, adopted March 3, 1982, be amended to adjust medical benefits as follows:

a) Medical-surgical benefits at the Blue Shield Performance and Cost Effectiveness (P.A.C.E.) level, for which the employee will pay, via payroll deduction, twenty-five percent (25%) premium differential between the P.A.C.E. cost and cost of the present plan; aggregate Rider J, whereby the Rider J allowance is increased to \$250.00 annually; hospital and medical-surgical benefits for dependents extended to age 23.

Section 2. The aforesaid medical-surgical benefits shall be implemented as of January 1, 1984.

Section 3. All prior ordinances or parts of prior ordinances which are inconsistent with this ordinance is hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

President Grant: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to establish a longevity pay allowance for employees of the City of Newark, New Jersey" (6-S & F-h) adopted November 3, 1966, as amended. (To adjust longevity pay for Fire Chief)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1 That Section 1 of an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey" (6S&FH) adopted November 3, 1966 as amended, be and the same is hereby further amended as follows, to wit:

Effective January 1, 1983 an employee in the title Fire Chief, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of his/her permanent salary to be computed as follows:

First Step:	On the January 1st following the 5th year of service.	4%
Second Step:	On the January 1st following the 10th year of service.	6%
Third Step:	On the January 1st following the 15th year of service.	8%
Fourth Step:	On the January 1st following the 20th year of service.	10%
Fifth Step:	On the January 1st following the 25th year of service.	12%
Sixth Step:	On the January 1st following the 30th year of service.	14%

Section 2. Longevity credits shall be based on the permanent salary received by the employee as of January 1st of the current year.

Section 3. All other terms and conditions for the accrual of all Payments of longevity, as set forth in Ordinance 6S&FH adopted November 3, 1966, as amended shall remain in full force and effect.

Section 4. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the state of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and addresss and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

President Grant: The yeses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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Ordinance to amend an ordinance entitled, "An ordinance to establish a longevity pay allowance for employees of the City of Newark, New Jersey," (6-S & F-h) adopted November 3, 1966, as amended. (To adjust longevity pay for Police Chief).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1 That Section 1 of an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey" (6S&FH) adopted November 3, 1966 as amended, be and the same is hereby further amended as follows, to wit:

Effective January 1, 1983 an employee in the title Police Chief, for long and faithful service, shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at a percentage of his/her permanent salary to be computed as follows:

First Step:	On the January 1st following the completion of the 4th year of service.	4%
Second Step:	On the January 1st following the completion of the 9th year of service.	6%
Third Step:	On the January 1st following the completion of the 14th year of service.	8%
Fourth Step:	On the January 1st following the completion of the 19th year of service.	10%
Fifth Step:	On the January 1st following the completion of the 24th year of service.	12%
Sixth Step:	On the January 1st following the completion of the 29th year of service.	14%

Section 2. All other terms and conditions for the accrual of all payments of longevity, as set forth in Ordinance 6S&FH adopted November 3, 1966, as amended shall remain in full force and effect.

Section 3. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the state of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

President Grant: The yesses are seven and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

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6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor, (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary of Mayor)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That an Ordinance entitled, "An Ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary of Mayor as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
(a) Office of the Mayor			
Mayor	1/1/83	\$ 55,125.00	\$ 55,125.00
187904	1/1/84	57,881.25	57,881.25

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6-S & F-f) adopted May 4, 1977, as amended and supplemented. (To adjust salaries of President, Municipal Council and Councilman).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an Ordinance entitled, "An Ordinance creating positions in the Office of the Newark Municipal Council and establishing salaries therefor," (6S&FF) adopted May 4, 1977, as amended and supplemented, be amended to adjust the salaries of President, Municipal Council and Councilman, as follows, to wit:

<u>POSITIONS</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
President, Municipal Council	1/1/83	\$ 28,350.00	\$ 28,350.00
184901	1/1/84	29,767.50	29,767.50
Councilman	1/1/83	25,725.00	25,725.00
183901	1/1/84	27,011.25	27,011.25

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above positions, titles, hours of employment, number of positions, annual minimum salary and annual maximum salary ranges therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. ISAAC MUHAMMAD, 665 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council questioning whether this was one of the ordinances being tabled and why was the meeting scheduled from 1:00 P.M. changed back to 8:00 P.M.

Councilman Carrino replied the reason the meeting was held at 8:00 P.M. is because when they attempted to change it to 1:00 P.M., they were advised by the Corporation Counsel that the Faulkner Act requires that they have one day meeting and one night meeting. In regard to the tabling of these ordinances, two weeks ago when the Mayor sent these ordinances to them, not one of them had any knowledge the City was going to be in the financial crunch that the Mayor has subsequently announced in the newspaper. Because of that, all of them feel it would be irresponsible to give anybody a raise at this point until the Mayor gives them a definite number of people being laid off and definite amount of money they are short for 1984 Budget. They will hold back every raise on this calendar until they receive those figures.

Mr. Muhammad, on behalf of the United Community Organization, urged the Council to reject the ordinance.

MR. D.J. HENDERSON, 29 OLD ROAD TO BLOOMFIELD, NEWARK, NEW JERSEY, said it is hard to believe that this Council is even considering raises and compensation for this ordinance and the other 11 ordinances. He will not repeat what he said in opposition to a similar ordinance several weeks ago. Unfortunately, the issue was clouded at that time by a "mob" which disrupted the meeting and refused to stand during the playing of the National Anthem. The Councilmen quoted in last Sunday's Star Ledger, have stated the issue far better than he could and thanked Councilmen Carrino and James for approaching reality in City government affairs and hoped the majority of the Council takes the same position.

Councilman Carrino said he felt it was necessary for them to clarify their position as a Council. A raise is initiated by the Mayor and then given to the Council for approval or disapproval. He hoped everyone understood that three weeks ago Administration came to the City Council with in excess of 50 raises to vote on the merits or demerits. He felt that someone in Administration had some idea that there was a \$23 million shortfall in the 1984 Budget and they also had some idea that firemen and policemen and other employees were going to be laid off. No one from

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Administration when they presented those ordinances to the Council indicated that 1984 may be a bad year. The 9 Councilmen in their wisdom started going through the 50 ordinances to see who would be entitled to a raise and who should get a raise. Last Monday all of a sudden, someone in Administration finds out the City of Newark is going to have a \$23 million deficit in next year's budget. He thinks Administration did not play fair with the Council in submitting those ordinances and thinks that when it became a fact, that there may be a budgetary problem in 1984, the Municipal Council took the responsibility of holding every raise in abeyance until the Mayor or Administration informs them just how much of a deficit there is going to be and if in fact there are going to be layoffs. As of this past Monday, they were told they had until December 31st to find out just what the figures were going to be and on Friday 6 firehouses were closed and the men were given notice.

MR. JEFF DIKES, 275 SCHLEY STREET, NEWARK, NEW JERSEY, addressed the Council in opposition to the pay increases in light of the \$23 million deficit and the layoff of 179 employees, 63 firemen and the closing of 6 to 8 firehouses.

MR. ALLAN KING, 47 QUITMAN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition to the pay increases at this time with all the problems facing the City.

No one else appearing, a motion to close the hearing and table the ordinance was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To adjust salaries)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled "An ordinance creating positions in the Office of the City Clerk and establishing salaries therefor", adopted May 4, 1977 (6-S&F-e) as amended and supplemented, be and the same is hereby amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL SALARY</u>
City Clerk 157902	1-1-84	\$54,241.96
Chief Analyst, City Clerk (37 1/2 hours) 155902	1-1-84	43,462.73
Administrative Assistant, City Clerk (37 1/2 hours) 155901	1-1-84	41,354.06
Chief Accountant, City Clerk (37 1/2 hours) 154912	1-1-84	37,003.39

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Section 2. Every employee who, under the hereinabove listed titles is compensated in accordance with a salary range and who, as of the effective date of this ordinance, is, in a particular step of the present salary range shall be advanced to the same salary step in the new salary range.

Section 3. The hereinabove created positions are to be considered as in the managerial or exempt class of positions with no official standard hours of work. Where necessary for the determination of vacation or sick pay, or as necessary to meet the requirements of a computerized payroll system, the positions may be assigned nominal standard hours of work. Notwithstanding the nominal standard hours of work, the individuals employed in these positions shall be responsible to complete their assigned duties and shall not be entitled to overtime or compensatory time.

Section 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended. (To adjust the salaries of Business Administrator and Assistant Business Administrator

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an Ordinance entitled, "An Ordinance creating positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 (6S&FD) as amended, be and the same is hereby amended to adjust the salaries of Business Administrator and Assistant Business Administrator, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Business Administrator	1/1/83	\$ 52,500.00	\$ 52,500.00
187901	1/1/84	55,125.00	55,125.00

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Assistant Business	1/1/83	\$ 46,902.74	\$ 46,902.74
Administrator	1/1/84	49,247.87	49,247.87
186901			

SECTION 2. The hereinabove noted positions are to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbents employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salaries shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Director, Department of Fire).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an Ordinance entitled "An Ordinance creating permanent positions in the Department of Fire, and establishing salaries therefor," (6S&FL) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary of Director, Department of Fire, as follows, to wit:

POSITION	EFFECTIVE	ANNUAL MINIMUM SALARY	ANNUAL MAXIMUM SALARY
Director, Department of	1/1/83	\$ 46,902.74	\$ 46,902.74
Fire	1/1/84	49,247.87	49,247.87
177904			

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended. (To adjust the salary of Director, Department of Engineering)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an Ordinance entitled, "An Ordinance creating positions in the Department of Engineering and establishing salaries therefor," adopted May 4, 1977 (6S&FN) and amendments thereto, be and the same is hereby amended to adjust the salary of Director, Department of Engineering, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Director, Department of Engineering 177902	1/1/83 1/1/84	\$ 46,902.74 49,247.87	\$ 46,902.74 49,247.87

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

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SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended. (To adjust the salary range for Zoning Officer).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, and amendments thereto, be and the same is hereby amended to adjust the salary as follows, to wit:

(b) Board of Adjustment

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Zoning Officer	1/1/83	\$ 25,579.49	\$ 31,091.62
154952	1/1/84	\$ 26,858.46	\$ 32,646.20

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, are hereby repealed.

SECTION 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes;

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary of Police Chief)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Police, and establishing salaries therefor," (6S&FK) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary of Police Chief, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Police Chief	1/1/83	\$ 40,102.05	\$ 40,102.05
155002	1/1/84	\$ 42,107.15	\$ 42,107.15

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire and establishing salaries therefor," (6-S & F-1) adopted May 4, 1977 and amendments thereto. (To adjust the salary of the Fire Chief, U.F.D.).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating permanent positions in the Department of Fire, and establishing salaries therefor", (6S&FL) adopted May 4, 1977 and amendments thereto, be amended to adjust salaries as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Fire Chief U.F.D.	1/1/83	\$ 40,102.05	\$ 40,102.05
156901	1/1/84	\$ 42,107.15	\$ 42,107.15

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Real Estate Manager).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1.(f) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," adopted May 4, 1977 and amendments thereto, be amended by creating the following title, title code, annual minimum salary and annual maximum salary as follows to wit:

(f) Office of Real Property

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Real Estate Manager 173901 (35 Hrs.)	\$ 17,178.61	\$ 20,891.44

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appeared.

Councilman James stated the City of Newark spent over \$100,000. to rehabilitate several properties which were auctioned on November 18, 1983. He thinks this Council would be shocked to learn that of the 10 properties or more that were rehabilitate and placed on the auction, only 2 were actually bid on by citizens and were sold which means they will have buildings whereby they have put a new roof, new heating units, rehabilitated the building, etc. Now they run the risk of these buildings being vandalized. The question he is posing to the Council, after they have spent over \$100,000. for rehabilitating the buildings, the Office of Real Property somehow must have erred in the amount of money they were asking for these properties or they failed to notify citizens to come forth and bid. He believes only 20 citizens were in attendance at the auction. He hoped that at their next meeting they would call Members of the Office of Real Property before them to ask what went wrong at the last auction.

Councilman Carrino said it is also a fact the Office of Real Property has not conducted a public auction now for 18 months. He suggested along with Councilman James' request that Assistant Business Administrator Banker appear with the Office of Real Property to explain why they have a Division of Real Property who is supposed to be auctioning off property and hasn't had one in 18 months.

A motion to close the hearing and table the ordinance was made by Councilman Carrino, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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A motion to consider Resolutions 7-R-cp and 7-R-cq at this time was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cp. Resolution ratifying contracts with 11 Day Care Centers, for period June 1, 1983
(A.S.) to November 22, 1983; further authorizing Director of Health and Welfare to enter
into and execute contracts with 11 Day Care Centers, for period November 23, 1983
to May 31, 1984; for sum of \$342,210.13; said amount to be derived from 1983 Municipal
Operating Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cq. Resolution ratifying contracts with 9 Day Care Centers, for period June 1, 1983 to
(A.S.) November 22, 1983; further authorizing Director of Health and Welfare to enter into
and execute contracts with 9 Day Care Centers, for period November 23, 1983 to May
31, 1984; for sum of \$255,228.12; said amount to be derived from Housing Community and
Development Act Funds, Year IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance requiring demolition contractors to submit photographs of each site to the Municipal Council prior to payment.

WHEREAS, there are a large number of properties in the City of Newark which are vacant, unsafe and not suitable for rehabilitation; and

WHEREAS, the City of Newark desires to demolish those properties which are vacant, unsafe and not suitable for rehabilitation for the safety of the residents of Newark and aesthetic reasons, and

WHEREAS, the City of Newark enters into contracts with private contractors to perform the demolition of unsafe structures, and

WHEREAS, the City of Newark has an interest in seeing that the demolition sites are properly filled, graded and cleaned pursuant to the building code standards of the Uniform Construction Code, and

WHEREAS, prior to making final payment on said contracts, the City of Newark desires that photographs of the site, taken after demolition and grading be submitted to the City

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NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

1. Prior to the payment of any demolition contract, black and white photographs of each demolition site depicting the property after demolition and grading which are the subject of the contract be made available to the Municipal Council.
2. The contractor shall furnish and pay for the photographs which should be inscribed with the name of the contractor and the address of the site.

This ordinance shall take effect upon passage.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Chapter 14, Lane Use, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section 23:14-3.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented by adding thereto:

23:14-3 Restricted Lane Use:

Only the indicated vehicles shall move on the designated lanes of the following streets:

Raymond Plaza West: Between Market Street and Raymond Boulevard. Buses and cabs only east of the traffic control island.

Section 2. Traffic signs shall be installed indicating the restricted lane use.

Section 3. This ordinance shall take effect upon approval by the Commissioner of Transportation as provided by law.

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President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Oraton Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:4-1, Trucks Over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Oraton Street:
Between Chester Avenue and Delavan Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Recycling Coordinator).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Recycling Coordinator 154960 (35 Hrs.)	\$ 22,096.66	\$ 26,858.62

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between New Community Corporation, Landlord, and the City of Newark, Tenant, for the leasing of premises commonly known as 767 South Orange Avenue, Block 4207, Lot 14, for the sum of \$3,900., per year for a period of one (1) year.

WHEREAS, the premises commonly known as 767 South Orange Avenue, Block 4207, Lot 14, on the Official Tax Maps and Tax Duplicate (year 1983), of the City of Newark, New Jersey, is needed for public purposes; and

WHEREAS, the City of Newark, Tenant, and New Community Corporation, Landlord, desire to enter into a lease agreement for the premises commonly known as 767 South Orange Avenue, Block 4207, Lot 14 for a period beginning August 1st, 1983 and ending July 31, 1984 for the sum of \$3,900.

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NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with New Community Corporation Landlord, for the leasing of the premises commonly known as 767 South Orange Avenue, Block 4207, Lot 14, pursuant to N.J.S.A. 40A:12-5.

Section 2. The City of Newark shall, as consideration for said lease agreement, pay the owner the sum of \$325.00, in equal monthly installments, for the term of this lease, beginning August 1st, 1983 and ending July 31, 1984.

Section 3. A copy of the lease agreement is attached hereto and made part hereof.

Section 4. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance establishing upgraded health benefits for the title of Deputy Fire Chief in the Fire Department of the City of Newark, New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective January 1, 1984, qualified retirees from the permanent title of Deputy Fire Chief in the Fire Department of the City of Newark, New Jersey, i.e., employees in said title with 25 years of continuous service who retired on or after January 1, 1982, and the eligible dependents of these retirees shall receive:

A. Medical-Surgical benefits at the Blue Shield 14/20 level, or the substantial equivalent; and

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B. Benefits of a dual-choice dental plan whereby each eligible retiree may choose between an open and a closed plan, under the conditions that closed dental plans are available in the State of New Jersey and the cost of providing closed dental plan services does not exceed the cost of an open dental plan with the benefits obtained through arbitration or negotiations by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO; said benefits shall be terminated at such time as the retiree attains age 70 years;

2. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, President Grant.

No: Councilman Payne.

Not Voting: Councilman Tucker.

President Grant: The yeses are six, the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Tucker said they have just gone through a process of tabling peoples raises. This is not Union negotiated. Why do they have to adopt this? If there is a crisis they are confronted with, that crisis in no way deals with the health benefits of the Fire Chief.

Councilman Payne agreed with Councilman Tucker. Many of these upgrading benefits, although the financial impact is minimal because it covers very few people, sometimes they are giving additional vacation time, sick days.

Councilman Martinez said he would like to clarify this with Chief Accountant Fitzsimons and correct him if he is wrong. He questioned these health benefits for the Deputy Fire Chiefs will bring them in line when they retire.

Councilman Tucker said he doesn't want to debate the issue. He was at the meeting. He knows full well what they said. It has nothing to do whatsoever with retirement. These men took a Promotion in which they received a raise. They explained this at the pre-meeting. The raise amounts to \$5,000. and he respects that. The Union who represents the Battalion Chiefs, basically negotiated a contract for the City of Newark and they are not part of that contract. What this in effect does is indirectly give them the same benefits and he respects the fact they wanted the promotion, they may or may not get the benefits the Battalion Chiefs are getting. All this is is an indirect way of them getting it. If they want to be Battalion Chiefs they get the benefits and if they want to be Fire Chiefs, they may or may not get the same benefits.

Councilman Carrino said that is not true. There health benefits are the same as the Fire Department right now. However, because of union negotiations, when a fireman retires, he gets the same health benefits. When the Deputy Chief retires they get a lower class health benefit because they are not part of the Union. All this does is upgrade those health benefits when they retire to get the same as the firemen when they retire.

Chief Accountant Fitzsimons stated from the information supplied, they get the same thing as Councilman Carrino stated. As Deputy Chiefs, if they did retire they would go out with lesser benefits and this brings them in line with the others when they retire.

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6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance permitting employees in the permanent title of Deputy Fire Chief in the Fire Department of the city of Newark, upon separation from the Department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That employees in the permanent title of Deputy Fire Chief in the Fire Department of the City of Newark, upon separation from the Department may elect the option of receiving wages and other benefits due them in a lump sum equal to the cost to the City for such wages and other benefits had the employees remained on the payroll to receive same.

Section 2. That the aforesaid lump sum payment shall be made on the date of separation. In the event an employee who elects the lump sum option is entitled to wages and other benefits during two fiscal years, two lump sum payments shall be made; the first, in an amount equal to the wages and benefits to which the employee would have been entitled for the year of separation and the second, in an amount equal to the wages and benefits to which the employee would have been entitled for the year subsequent to separation, had he/she remained on the payroll. The first payment shall be made upon separation and the second payment shall be made in the second week of January of the subsequent year.

Section 3. That the aforesaid lump sum option shall be prospective only and shall take effect on the first day of the month after this ordinance would otherwise take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 4. All prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Rice, President Grant.

No: Councilmen Payne, Tucker.

President Grant: The yeses are six and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6-S & F-bf) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Deputy Fire Chiefs).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey (6S&Fbf) adopted November 22, 1966, be and the same is hereby amended effective January 1, 1982, as follows, to wit:

POSITIONS	NO. OF POSITIONS	EFFECTIVE	ANNUAL MINIMUM SALARY	MIDDLE STEP	ANNUAL MAXIMUM SALARY
Deputy Fire	23	1/1/82	\$30,655.15	\$31,518.89	\$32,390.61
Chief		1/1/83	\$32,954.28	\$33,882.80	\$34,819.90
154502		1/1/84	\$35,797.99	\$36,876.84	\$37,965.84

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum and maximum salary therefor, which are inconsistent herewith as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, owner and The Working Together for the Needy Foundation, Inc., tenant, for approximately 13,140 square feet of floor space of the premises commonly known as 310-14 Elizabeth Avenue, for the sum of one hundred (\$100.) dollars, or county taxes, whichever is greater, per year for a period of three (3) years.

WHEREAS, the Working Together For The Needy Foundation, Inc., a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, the City of Newark owns the pemises commonly known as 310-314 Elizabeth Avenue, Block 3546, Lot 70, of the Official Tax Maps and Tax Duplicate (year 1983) of the City of Newark, said premises not needed for use by the municipality.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, owner, to let approximately 13,140 square feet of floor space of the above described premises to the said Working Together For The Needy Foundation, Inc., lessee pursuant to N.J.S.A. 40A:12-14 (c).

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Section 2. Said Working Together For The Needy Foundation, Inc., shall, as consideration for said lease agreement, pay the owner the sum of One Hundred (100) Dollars or County Taxes, whichever is greater, per year for a period of three (3) years of the lease agreement.

Section 3. The above said premises shall be used by the lessee as office space and associated use in pursuing their objectives; to wit, food/clothing distribution serving approximately 500 people.

Section 4. Said Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 5. Reverend Dr. David Lee, President and Director, Working Together For The Needy Foundation, Inc., or his designated agent, shall annually submit a report to the Tax Collector summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, the value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal law.

Section 6. A copy of the lease agreement is attached hereto.

Section 7. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 8. This Ordinance shall take effect November 1, 1983.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. CYNTHIA MALONE, 306 ELIZABETH AVENUE, NEWARK, NEW JERSEY, addressed the Council indicating that she is the owner of property which was formerly the Weequahic Diner and her property is directly in front of 310-14 Elizabeth Avenue. She said she agrees with the concept of this project but the proposed site is not in the best interests of the business community in this area. She pointed out that her property is easily accessible for parking and to allow this project to house itself there would create a tremendous hardship as well as a private nuisance to her because they plan to feed 500 people twice a day and hopefully intend to house 100 people, trucks bringing goods, etc. She said that the Council could probably find an area that is a lot more conducive to the concept of what the people want to do.

President Grant questioned Ms. Malone whether she had spoken to Reverend Lee or any other person affiliated with this project?

Ms. Malone replied in the negative and urged the Council not to approve this ordinance.

After a lengthy discussion held on this ordinance, President Grant directed the City Clerk to invite Director of Engineering Zach, Police Chief Zizza, Reverend Doctor David Lee and Ms. Cynthia Malone to meet with the Council at their pre-meeting conference December 6, 1983 to try to resolve this matter and hopefully satisfy all involved parties.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Rice, Tucker, President Grant.
 No: Councilman James.
 Not Voting: Councilman Carrino.
 President Grant: The yeses are six, the noes are one and one not voting.
 This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval of disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Executive Secretary, Office of the Business Administrator)

(Executive Secretary
 Office of the Business Administrator
 (35 Hours) \$27,011.25 - \$27,011.25)
 (Not covered by Civil Service Association-Essex Council #1 - 11.7% increase;
 Fiscal Impact-\$2,838.49)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)

A motion to table the ordinance was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 President Grant.

6-S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Recreation and Parks and establishing salaries therefor," (6-S & F-i) adopted May 4, 1977, as amended and supplemented. (To adjust the salary range for Superintendent of Recreation)

(Superintendent of Recreation
 (40 Hours) 1/1/83 \$19,886.89 - \$24,172.31)
 (Not covered by Civil Service Association-Essex Council #1 - 5% increase -
 Fiscal Impact-\$1,151.)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Public Hearing Closed)

A motion to table the ordinance was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
 Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
 President Grant.

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6-S & F-y.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Debt Statement)
(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Debt Statement was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

Councilman Carrino questioned what is the process on this bond ordinance and who is holding up the Debt Statement?

President Grant said there has to be communication from the Director of Finance to the State and the State in turn responds to them. He questioned if this information has been sent to the State.

Chief Accountant Fitzsimons replied the debt statement has been in Trenton since September. He personally has spoken to them. They have had three meetings. They have never brought this up for discussion. It is supposed to be brought up at the next meeting of the Local Finance Board on December 12th.

President Grant requested Director Jones and Chief Accountant Fitzsimons to hound the State so this matter is in fact brought up on their December 12th agenda meeting.

Councilman Carrino, through the Chair, requested that telegrams go out to the appropriate agencies.

HEARINGS OF CITIZENS.

6-HC-a. MR. ANTHONY CABELO, 76 PROSPECT STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of himself and on behalf of a number of property owners who are present in the audience with respect to the Rent Control Ordinance which was deferred earlier in the meeting. They were against the proposed amendments to the ordinance. All they are asking from the City Government is to allow them to make a reasonable return on their property. He requested the Council not only to defer the ordinance but to consider seriously giving long due respect to the property owners of the City and not penalize them.

President Grant pointed out this ordinance was deferred in the interest of trying to reach a meeting of the minds.

Councilman Tucker said it would be wrong for him not to respond. He recalled the speaker indicated that the Rent Control has the most expertise within the City in devising ordinances. He won't try to deal with the formulas they submitted that were all wrong, which was basically supported by the Chamber. They met with the Council and gave figures and at a later point of time came back without another figure at another meeting. He won't dignify that by calling that unit most expertise. The speaker indicated that no landlords had input nor did the Rent Control have input in that original ordinance. He thinks the speaker has to recognize that the citizens in this City may not support the same position that the speaker proposed. When the speaker mentioned the Law Department stating the ordinance was unconstitutional, the Law Department did not say it was unconstitutional. They indicated the question of landlords who do not register and the penalty clause embodied within the ordinance that it would be difficult because it goes way beyond the fact of \$250. which is the maximum statutory limitation that is allowed by New Jersey State Statute. He finds it difficult to accept that because this is the same Law Department that has flip-flopped on so many issues and it is difficult to understand what they are saying and believe in reality that they are being objective in regard to the constitutionality of the law.

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6-HC-b.

MR. ALLEN MOTLEY, 371 LAKE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council thanking them for deferring action on the Rent Control Ordinance. The speaker pointed out he owns two pieces of property, 42 families each and has not made one dime profit in four years. He was paying around \$3,500. for the sewer and water four years ago and today it is about \$9,000. a year and hoped the Council would give the landlords some relief.

6-HC-c.

MR. ANTONIO MOREIRA, 10 WALL STREET, NEWARK, NEW JERSEY, addressed the Municipal Council requesting relief for the landlords.

Councilman Rice stated that his position has always been a basic one. He doesn't think the landlords are getting a fair deal and doesn't think the tenants are getting a fair deal. He thinks what is happening is that the landlords and tenants are allowing people to speak for them and to think for them and have them come down here and get emotional which will not resolve the problem and this has been going on even before he came on this Council 14 months ago. The problem with the City of Newark is that this Council and Administration and others have yet to come together collectively and bring in jobs to the City. You can take the sewer charge this time and next time pass it on to the tenant. The fact of the matter is that nobody is making any more money, they are paying the same monies in circles. Until they decide to put those abandoned buildings and empty lots and come up with concrete directions, they are going to be going through with this all the time.

Councilman James concurred with remarks made by Councilman Rice. He thinks this situation has unfortunately become one of pitting tenants against landlords, landlords against tenants and they have not been able to respond properly to either party. He noted the various buildings that have been abandoned. They must understand the water bill in the City of Newark is unique and the sewer user charge when you have water rates that escalate to 400% and the sewer user charge has escalated 1,700% since he has been a Member of the Council. When your water bill looks like your tax bill something is wrong in the City of Newark. He would say to the Council that they do have a serious problem that they must wrestle with. He thinks the weakness in this whole issue that they never bring up, they talk about tenants, they talk about landlords, is code enforcement. If they allow a building to run down, then the tenants do not want to pay rent. Code enforcement has been the real issue. They must insure that the buildings are being maintained and they can support landlords asking for a fair market rent. They are entitled to a profit on their investment. He hoped that they would not run away from this problem because it is not going to evaporate. He thinks they are going to have to go beyond the Rent Control Board who at times have not had the leadership and the direction they thought, which they created. He thinks it is important that somehow they get both parties together and that they come to that meeting and make those decisions that they are going to insure they are going to have some quality of life in the private sector for those who own property.

Councilman James said he hoped that with the President's leadership, and certainly Councilman Tucker who is involved in this, that they have a Summit meeting with the proper people from both sides and go behind locked doors and not come out until they have a fair plan that the landlords can make the profits they are entitled to and the tenants can feel they are paying a fair rent and more important that buildings will not be allowed to run down.

Councilman Tucker said he is not going to sit and operate under any misconception in regard to the concerns being raised by the speakers. He has no problem understanding that. He is not operating under any assumption that the abandonment in this City is directly related to Rent Control. He is not in any way whatsoever going to support the position that Rent Control is so horrible that it is taking their property and in some way crippling them. He knows full well that some of these particular regulations may very well be restricted in regard to their particular activity but they were planned originally to deal with tenants and landlords. He is not going to say that everything within the Rent Control Ordinance is absolutely right but he doesn't believe that everything in there is exactly wrong. He has seen too much of landlords in this City ripping off tenants and seen tenants ripping off landlords and he doesn't believe that this perplexing problem is going to be resolved by a speech at a particular Council meeting or petition that is going to be solicited by tenants, etc. He thinks it is going to be resolved when people sit down and look at the issue. It is not going to

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be resolved with landlords saying they don't want Rent Control and tenants saying they don't want any increase no matter what. It has to be fair and equitable and if it is not fair and not equitable he is not going to support it.

6-HC-d. MS. EMILY MORGAN, 3920 HUNTERDON STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in appreciation of adopting Resolutions 7-R-cp and 7-R-cq on this agenda and requested Council's support in finding out why it takes the Department of Health and Welfare six months to bring these resolutions before the Council.

President Grant replied the Director of Health and Welfare assured him that it left his office long ago and was sitting on the desk of Corporation Counsel Teare and hoped that in the future it wouldn't happen again.

Ms. Morgan pointed out that they had to go out and borrow money from the banks to keep these Day Care Centers going and the Department of Health and Welfare did not submit them until October to the Law Department. The speaker hoped that she would not have to stand before the Council next year with the same problem.

Councilman Payne suggested that next year the speaker either contact the President's Office or one of the other Councilmen to help. He felt there wasn't enough accountability and hoped she wouldn't have this problem in the future.

Councilman Branch said he could not understand why it would take six months to get a contract together for the purpose of providing services for the Day Care Centers and puts them in jeopardy.

Councilman Rice said that was clearly an administrative problem and persons should come before the Council and felt that the speaker should go the Mayor's Office with this problem. Too many times the Mayor has indicated to them that he is not aware of these problems.

6-HC-e. MS. JUNE KRUSZEWSKI, 27 SCHALK STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the layoff of 76 firemen and felt that instead of laying off firemen they should be hiring more firemen with the fires and explosions they have down here. The more chemical companies that come in the less firemen they have to protect them and questioned what are they paying taxes for.

6-HC-f. MR. VIC DE LUCA, 38 MAIN STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the recent firehouse closings with no public input and no public comment. He noted the number of houses in the East Ward which were high risk buildings and the various explosions they had down here.

Councilman James said he was glad the speaker brought up one interesting point of the continuing use of police and fire personnel as sacrificial pawns because they know if they lay off a police officer, or firemen there will be a hue and cry in Trenton, the White House, let's get them back to work, knowing their need in our urban community. They have allowed too many persons to move from the Federal Programs into the City Budget and lay off career Civil Service personnel and keep the political army. He hoped that they look hard at the 1983 Budget and look at essential personnel, keep them in the Budget and no longer allow the political army kept on the municipal budget and in 1984 they will not have to lay off police and firemen. He has learned over the years that government cannot be a place where they reward those who make it possible for them to serve in public office. Government should be about the essential delivery of services and not a patronage plot.

Councilman Carrino said the one thing that disturbs him is that everybody is leaving out the Police Department because the newspapers have not stated there is a police lay off that everything is alright. 75 people are not going to be replaced and they will go below 800 people for the first time in the history of the Department.

A motion to permit Mr. Manuel Teixeira and Rose Marie Evaristo to be heard under "Hearings of Citizens" was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-HC-g. MR. MANUEL TEIXEIRA, 119 KOSSUTH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to the higher water bills and taxes and pointed out that the Portuguese people never appear before the Council asking for their rights. The speaker requested relief for the landlords.

Councilman Rice said that they want to help and indicated that the Ukrainians in the West Ward community also pay high taxes and water bills, the Irish, the Italians, the Blacks and Hispanics who still live in his community.

6-HC-h. MS. ROSE MARIE EVARISTO, 66 WARWICK STREET, NEWARK, NEW JERSEY, addressed the Municipal Council with respect to seeking relief for landlords.

A motion to permit Mr. Hubert Graham and Mr. Louis Schwartz to be heard under "Hearings of Citizens" was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

6-HC-i. MR. HUBERT GRAHAM, 1290 SPRINGFIELD AVENUE, IRVINGTON, NEW JERSEY, addressed the Municipal Council with respect to aiding the property owners and when the time comes for them to make a decision that they will do it in the best interest of the City.

6-HC-j. MR. LOUIS SCHWARTZ, 702 SANDFORD AVENUE, NEWARK, NEW JERSEY, indicated he was not a landlord but a property owner and requested to modify the Rent Control Ordinance so everyone could live with it.

Councilman Martinez recalled four or five years ago when five Councilman said they would go to jail rather than see taxes escalated 500%, 600%, 700% or even more. When they were ready to go to jail, he didn't see any of the familiar faces that he sees here today. He has heard comments of the water and sewer charges and he will explain what it really is. The sewer charge was a mandate of the Federal Government. They came into Newark and said clean up your water. A lot of large companies were polluting our rivers, streams and even our water supply. The Federal Government first gave them the money to build a Sewerage Plant, which is the Passaic Valley Sewerage Treatment Plant. When this facility was completed the Federal Government backed off and said, "Newark, now you pay for it or pay for 40% of the usage because Newark is the largest sewerage user of the Passaic Valley Plant. They even asked the Legislature to have Passaic Valley Sewerage send out the bills so people could go and march in front and tell them that the bills are too high. There will be a meeting forthcoming between tenants and the landlords to try to resolve the situation.

Councilman Martinez continued that the Council does not hire or fire. There is no doubt in his mind that there is not a Councilman here that would have made a decision to close down the firehouses, or say "let's lay off cops".

Councilman Martinez thanked the audience for coming and they have chosen representatives that will be part of a Committee that will meet with the tenant groups and to form a dialogue.

Councilman Branch said they ought to commend the landlords who have tried to work with the Council and the community to provide decent housing in spite of all they have gone through and tenants who have tried to work with landlords.

Councilman James referred to article in Monday's paper which indicated that he is pro-landlord. He is not pro-landlord or pro-tenant. He is for the City of Newark. He thinks he would recognize that after they were unable to sell property at the auction November 18th, rehabilitated 10 to 13 properties and could not find buyers in the City of Newark. It is clear that they have an increasing apartment population so there is a need for apartments in the City of Newark, a need to have landlords in the City of Newark and he is not going to be one that is going to be ashamed to say that they are entitled to a profit for their investment and the most controversial thing we continue to deal with is water and sewer charge user charges. They found no problem to accept the fact that when fuel costs escalate rapidly that they had to address that concern and sees no reason why they should not recognize the fact that the significant increase in the water rates and sewer user charge are legitimate in the City of Newark as the increase in fuel escalation which they have no control over.

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He will say to the speaker that noted that in the East Ward they don't have the problem of abandonment and everyone is happy. If they allow buildings to become abandoned and tenants ripped off, then their reaction is going to be somewhat anti-legislation that will come before them. He knows who owns 2 Grumman Avenue that is abandoned, 148 Chancellor Avenue and they can't afford to have bad tenants or bad landlords because they will actually influence the decision making on this Council.

Councilman James reiterated that he hoped that at that meeting wherein this situation is a crisis proportion, no need to add salt to the wounds of the landlords or the tenants.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution adopting Newark Affirmative Action Program, as amended. (Employment of minorities and the utilization of Minority Business Enterprises in construction contracts and Tax Abatement Agreements with the City of Newark.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 7-R-b. Resolution authorizing Mayor and Director of Office of Planning and Grantsmanship to execute and file application with Commissioner of Environmental Protection for disposal of Orchard Park Site (Tax Block 893, Lots 7, 8, 9, 25, 27, 29, 31, 33 and 44); said Lots were sold for inclusion in the housing development known as Essex Plaza II; City of Newark will be required to reimburse State of New Jersey one-half of the Fair Market Value of said Lots or \$62,000.; some part of which, as will be determined at a later date, will be paid by the developer of Essex Plaza II.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Payne, Rice, Tucker, President Grant.

No: Councilman Martinez.

- 7-R-c. Resolution ratifying contract with B & C Towing Inc., for period October 1, 1983 to November 22, 1983; further authorizing Business Administrator to enter into contract with B & C Towing Inc., 461 Avenue "P", Newark, highest bid received, for providing Towing and Storage of Abandoned Vehicles in the East District for period November 23, 1983 to September 30, 1984; bid of \$12,000. received and to be paid in quarterly payments to City; October 1, 1983-\$3,000.; January 1, 1984-\$3,000.; April 1, 1984-\$3,000. and July 1, 1984-\$3,000.; said monies to be deposited in General Funds of City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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7-R-d.

Resolution acknowledging receipt of Actuarial Study performed by Stone, Young and Company, and approving in theory the results of said study on S-1581, a bill in the New Jersey State Senate and requesting that said bill include all amendments as agreed upon by all concerned parties.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-e.

Resolution recognizing and commending the Reverend Frederick D. Ganie, on the occasion of his Third Anniversary as Pastor of Newark's Sunlight Missionary Baptist Church.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-f.

Resolution by the Newark Municipal Council commending a renowned Newarker, the Honorable Diego C. Asencio, United States Ambassador and Career State Department Diplomat, in recognition of his achievements and contributions to world peace and stability.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-g.

Resolution ratifying contract for period October 1, 1983 to November 22, 1983; further authorizing Business Administrator to enter into contract with Magnuson Computer Systems, 2902 Orchard Park Way, San Jose, California, only bid received, to provide Maintenance Service for Magnuson Processor M80/32 Computer, for period November 23, 1983 to September 30, 1986; not to exceed \$26,981.52 for the first year; funds encumbered in 1983 Adopted Budget of Department of Finance, Division of Data Processing; any 1984 expenditures are contingent upon and subject to appropriation and approval of funds in that fiscal year. (Pursuant to Section 15 of P.L. 1971, C. 198 (C.40A:11-15), this contract may be entered into for a period of three years subject to availability and appropriation annually of sufficient funds as may be required to meet the extended obligation)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration, per their request, was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-h.

Resolution ratifying action taken by Director of Engineering to brick and block City-owned properties located at 55 Lincoln Avenue and 18-20 Park Place; to reduce risk of fire because of the amount and type of debris that had accumulated in the buildings, thus making the interiors hazardous to firefighters; further authorizing Director of Engineering to execute Change Order No. 1 with H.P. Connor & Co., Inc., 134 Evergreen Place, East Orange, for lump sum of \$13,514.73 for bricking and blocking of said properties. no funds required since amount of funds originally certified is sufficient to cover cost of this Change Order. (7-R-bq, December 15, 1982, Contract 82-36, Bricking and Blocking of Various Structures Throughout the City of Newark with H.P. Connors and Company, Inc., 134 Evergreen Place, East Orange, \$350,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-i. Resolution ratifying contract for period November 1, 1983 to November 22, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with South Side Newark First Aid Squad, for providing emergency first aid and non-emergency transportation for residents residing in low and moderate income areas of Clinton Hill, Weequahic and Dayton Area, for period November 23, 1983 to October 1, 1984, said Squad to receive \$24,747.47.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-j. Resolution amending Resolution 7-R-c(S), September 27, 1983, contract with Minority Contractors and Craftsmen Trade Association (New Hope Development Corporation); by changing amount of funds in contract from \$209,252.40 to \$225,252.40., increase of \$16,000.; additional funds available from H.C.D.A. FY VIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-k. Resolution authorizing Director of Engineering to file an application, to enter into agreement with State of New Jersey, Department of Community Affairs, and to accept all funds generated from such application; \$500,000. for razing vacant buildings in the City of Newark; does not require expenditure of any municipal funds. (Contract Demolition Program)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-l. Resolution authorizing Director of Finance to issue and deliver check in sum of \$17,500. to Laura Schnur and Sheldon Konigsburg, her husband and their attorneys, Blume, Vazquez, Goldfaden, Kuhn and Berkowitz, 5 Commerce Street, Newark, upon receipt of General Release executed by Laura Schnur and Sheldon Konigsburg, her husband, in favor of City of Newark, together with other documents deemed necessary by Corporation Counsel, for personal injuries suffered to Ms. Schnur when she slipped and fell on public sidewalk abutting the premises known as 707-721 Broad Street, maintained by City of Newark. (Filed lawsuit in Superior Court of New Jersey, Law Division, Essex County)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-m.

Resolution authorizing Director of Finance to issue and deliver check in sum of \$10,197.40. payable to Krevsky & Silber, Esquires, 288 Broad Street, Elizabeth, and Industrial Truck Body, Inc., upon receipt of all documents deemed necessary by Corporation Counsel; for Breach of Contract caused by City, through Division of Motors, ordering and not paying for certain goods. (Instituted suit in Superior Court, Essex County - completion of pre-trial discovery, said Company was granted Summary Judgment by Honorable Edward Neagle)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,

President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-n.

Resolution authorizing Director of Finance to issue and deliver check in sum of \$1,500. to Alberto Caro and his attorney, Robert J. Jerome, 433 Mt. Prospect Avenue, Newark, upon receipt of General Release executed by Mr. Caro in favor of City of Newark, together with any other documents deemed necessary by Corporation Counsel; for suffering personal injuries and damages to his vehicle while driving northbound on Mt. Prospect Avenue and collided with obstruction in street. (Filed lawsuit in Superior Court of New Jersey, Law Division)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,

President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-o.

Resolution authorizing Director of Finance to issue check in sum of \$3,000. payable to Missie Davis and her attorneys Freeman & Bass, upon receipt of all documents deemed necessary by Corporation Counsel, for personal injuries alleged to have arisen from negligence of City of Newark. (Instituted suit against City of Newark in Essex County Superior Court)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,

President Grant.

Absent During Roll Call: Councilman Tucker.

7-R-p.

Resolution authorizing Purchasing Agent to advertise and receive bids for Computer Training Services for TRS-80 Tandy System, Department of Engineering, Division of Engineering; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,

President Grant.

Absent During Roll Call: Councilman Tucker.

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- 7-R-q. Resolution accepting a bid of \$35. per month, plus taxes from PAUL WARREN, for the lease of a 750 square foot wood frame shed adjacent to 65 New City Road in West Milford, New Jersey and authorizing the Newark Watershed Conservation and Development Corporation to administer the lease and collect all payments; based upon Resolution 7-R-bc, November 2, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.
Absent During Roll Call: Councilman Tucker.

- 7-R-r. Resolution authorizing solicitation of sealed bids for the sale of City-owned property known as 746-756 Broadway, Block 774, Lot 6, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date for acceptance of the final bid for the purpose of same under specified conditions.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.
Absent During Roll Call: Councilman Tucker.

- 7-R-s. Resolution voiding Resolution 7-R-u, September 21, 1983, solicitation of sealed bids for public letting of City-owned properties, per attached Schedule A; no bids were received. (495-509 Springfield Avenue; 491 Springfield Avenue; 493 Springfield Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.
Absent During Roll Call: Councilman Tucker.

- 7-R-t. Resolution rejecting bid of Ms. Robin Baldrige/Panther Plastics; for leasing of property known as 341-355 Jelliff Avenue, Block 2705, Lots 20-27, bid received August 22, 1983; based upon Resolution 7-R-ct, August 10, 1983; Panther Plastics having previously occupied said premises and having tendered a check in amount of \$10,404., representing compensation for use and occupation; said check was returned marked "insufficient funds".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.
Absent During Roll Call: Councilman Tucker.

- 7-R-u. Resolution rescinding Resolution 7-R-d, October 5, 1983, "Resolution authorizing solicitation of sealed bids for the leasing of non-residential properties, stores - 665-71 Broad Street (1)-288 square feet; (2)-1,327 square feet and (3)-3,608 square feet; on October 24, 1983, 12:00 Noon, 32 Green Street, 4th Floor; pursuant to N.J.S.A. 40A:12-14(a), per attached schedule C. (Property found to be unsanitary and in need of repair)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.
Absent During Roll Call: Councilman Tucker.

7-R-v.

Resolution cancelling erroneous assessment of \$9,800. on Improvement on Block 2517, Lot 41, 345 West Kinney Street, owned by Joseph Benjamin, 51 Clifton Avenue, Newark, for tax years 1979 through 1983; further authorizing Acting Tax Collector to adjust tax records accordingly for said years, to reflect real property taxes for land only.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-w.

Resolution authorizing Corporation Counsel and Acting Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over a period not exceeding three years in all; current year's taxes and each subsequent years' taxes, thereafter, be paid quarterly, as provided by State Law, and concurrently with monthly installments on the arrears.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-x.

Resolution authorizing Corporation Counsel and Acting Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over a period not exceeding three years in all; current year's taxes and each subsequent years' taxes, thereafter, be paid quarterly, as provided by State Law, and concurrently with monthly installments on the arrears.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-y.

Resolution authorizing Finance Director to issue checks to persons and in amounts shown on annexed Exhibit A, totalling \$173,394.86 for overpayments carried on books and records of Acting Tax Collector by reason of County Board Judgements, Tax Court Judgements, Senior Citizens Allowance, and Cash Overpayments for years 1978, 1980, 1981, 1982 and 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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7-R-z. Resolution refunding overpayments of Newark Payroll Taxes for 1983 totalling \$1,083.53 to respective taxpayer on attached Schedule, said overpayments shall be paid from Budget Operations. (Whigham Funeral Home, 580 High Street, Newark)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-ba. Resolution authorizing Director of Finance to pay amounts set forth in Exhibit A to parties indicated, for payment of interest; judgements entered by Tax Court of New Jersey reducing assessment with regard to properties; to be paid from Judgement Account, Law Department.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bb. Resolution authorizing Corporation Counsel and Acting Tax Collector to enter into (Partial) Consent Order to Vacate with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years' taxes be paid in full on date of redemption.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-bc. Resolution authorizing Director of Finance to issue checks to Treat Caterers and Doris Spitz, both in sum of \$375., return of deposit, 25% of purchase price for premises 493 1/2 High Street, Block 232, Lot 5, since no action was taken by Municipal Council by their second regularly scheduled meeting following the opening of bids the bids were rejected.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and failed of adoption by the following votes:
Yes: Councilmen Branch, Carrino, Rice, President Grant.
No: Councilmen James, Payne.
Not Voting: Councilman Martinez, Tucker.

Councilman James requested to change his vote from the negative to the affirmative.

Councilman Tucker requested to change his vote from not voting to the affirmative.

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Rice, Tucker, President Grant.
No: Councilman Payne.
Not Voting: Councilman Martinez.

7-R-bd. Resolution authorizing Corporation Counsel and Acting Tax Collector to enter into (Partial) Consent Order to Vacate with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years' taxes be paid in full on date of redemption.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-be. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bf. Resolution rescinding Resolution 7-R-d1, August 10, 1983, Prohibiting Parking at All Times on Edison Place, both sides, between Broad Street and Ferry Street; that no person shall park any vehicle on Edison Place, south side, between Broad Street and Ferry Street, north side, between Broad Street and Raymond Plaza East, at any time.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bg. Resolution designating Bus Stop along Lincoln Park, eastbound on the southerly side of Pennsylvania Avenue (far side), beginning at the easterly curblin of Pennsylvania Avenue and extending 100 feet therefrom; pursuant to Section 39:4-197 of Title 39, of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bh. Resolution authorizing transfer of funds from Police Department, Salaries and Wages, Lieutenant-\$100,000., Assistant Chief Identification Officer-\$30,000., Captain-\$20,000., Deputy Chief-\$40,000., Other Salaries and Wages-\$76,450., totalling \$266,450. to Salaries and Wages, Legal Analyst-\$350., Inspector of Police\$1,100., Overtime-\$186,000. and Allowances-\$79,000., totalling \$266,450.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

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Councilman Carrino said he will move this for the sake of having to at least reconcile the problem in the Budget Office. This is a perfect example of what is going on in the City of Newark. They are taking money away from salaries of Lieutenants and other Superior Officers to pay people of the lower rank to act as Lieutenants and Captains and Superior Officers. All they are doing is using money for overtime when they could just as well keep those people as Superiors and give them the regular rate. It is just a big game hitting the ball against the wall and seeing where it lands.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Payne, Tucker, President Grant.
No: Councilmen Martinez, Rice.

7-R-bj. Resolution authorizing transfer of funds from Department of General Services, Division of Parks and Grounds, Salaries and Wages, Other Salaries and Wages-\$1,000. to Salaries and Wages, Manager-\$1,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.
No: Councilman Rice.

7-R-bj. Resolution authorizing transfer of funds from Department of Health and Welfare, Division of Health, Salaries and Wages, Other Salaries and Wages-\$1,200. to Salaries and Wages, Clothing Allowance-\$1,200.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.
No: Councilman Rice.

7-R-bk. Resolution authorizing transfer of funds from Department of General Services, Division of Public Buildings, Salaries and Wages, Other Salaries and Wages-\$6,200. to Salaries and Wages, Clothing Allowance-\$6,200.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.
No: Councilman Rice.

7-R-bl. Resolution authorizing transfer of funds from Department of Engineering, Division of Sewers, Other Salaries and Wages-\$500. to Salaries and Wages, Clothing Allowance-\$500.; Department of Engineering, Division of Sanitation, Salaries and Wages, Other Salaries and Wages-\$1,300. to Salaries and Wages, Clothing Allowance-\$1,300.; Department of Engineering, Division of Traffic and Signals, Salaries and Wages, Other Salaries and Wages-\$1,900. to Salaries and Wages, Clothing Allowance-\$1,900.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.
No: Councilman Rice.

7-R-bm. Resolution authorizing transfer of funds from Fire Department, Salaries and Wages, Foreman Fire Alarm Telegraph-\$17,500., Battalion Chief-\$15,400., totalling \$32,900. to Supervising Fire Protection Inspector-\$13,100., Other Salaries and Wages-\$19,800., totalling \$32,900.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.

No: Councilman Rice.

7-R-bn. Resolution authorizing transfer of funds from Fire Department, Salaries and Wages, Other Salaries and Wages-\$30,000. to Salaries and Wages, Paid Holidays-\$30,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.

No: Councilman Rice.

7-R-bo. Resolution authorizing transfer of funds from Water Utility, Water Supply, Salaries and Wages, Other Salaries and Wages-\$1,300. to Salaries and Wages, Clothing Allowance-\$1,300.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.

No: Councilman Rice.

7-R-bp. Resolution authorizing transfer of funds from Department of General Services, Division of Public Buildings, Salaries and Wages, Other Salaries and Wages-\$700. to Salaries and Wages, Clothing Allowance-\$700.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.

No: Councilman Rice.

7-R-bq. Resolution authorizing transfer of funds from Department of Finance, Division of Licenses, Salaries and Wages, Other Salaries and Wages-\$2,000. to Other Expenses, Services by Contract or Agreement-\$2,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.

No: Councilman Rice.

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7-R-br. Resolution authorizing transfer of funds from Department of Water Utility, Division of Water Accounting and Customer Service, Other Expenses, Services by Contract or Agreement-\$10,600. to Other Expenses, Materials and Supplies-\$10,600.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,

President Grant.

No: Councilman Rice.

7-R-bs. Resolution authorizing transfer of funds from Department of General Services, Division of Public Buildings, Other Expenses, Materials and Supplies-\$200,000. to Other Expenses, Services by Contract or Agreement-\$200,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,

President Grant.

No: Councilman Rice.

7-R-bt. Resolution authorizing transfer of funds from Department of Engineering, Division of Traffic and Signals, Other Expenses, Services by Contract or Agreement-\$9,000. to Other Expenses, Materials and Supplies-\$9,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,

President Grant.

No: Councilman Rice.

7-R-bu. Resolution authorizing transfer of funds from Department of Administration, Division of Personnel, Salaries and Wages, Other Salaries and Wages-\$4,100. to Services by Contract or Agreement, Training Programs-\$4,100.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,

President Grant.

No: Councilman Rice.

7-R-bv. Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Materials and Supplies, Fuel and Lubricants, Gasoline-\$2,310. to Other Expenses, Services by Contract or Agreement, Travel and Meals, Conferences and Related Travel and Meals Outside the City-\$500., Local Conferences, Travel and Meals-\$1,810., totalling \$2,310.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,

President Grant.

No: Councilman Rice.

7-R-bw. Resolution authorizing transfer of funds from Department of Finance, Employees' Retirement System, Salaries and Wages, Secretary, Employees' Retirement System-\$25. to Other Expenses, Equipment-\$25.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.
No: Councilman Rice.

7-R-bx. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Contract Demolition, \$500,000.; item available from New Jersey Department of Community Affairs.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker,
President Grant.
No: Councilman Rice.

7-R-by. Resolution providing for the combination of certain issues of school bonds of the City of Newark, in the County of Essex, New Jersey, into two combined issues of bonds aggregating \$520,000. and \$19,093,000. in principal amounts.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-bz. Resolution authorizing the sale and determining the form and other details of \$520,000. additional State School Building Aid Bonds pursuant to P.L. 1978, c. 74, the "Additional State School Building Aid Act" and \$19,093,000. qualified school bonds qualified pursuant to P.L. 1976, c.39, the "School Qualified Bond Act" all of which are bonds of the City of Newark, in the County of Essex, New Jersey and providing for their sale.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-R-ca. Resolution recognizing and commending the Honorable Donald J. Hand, President of Optimist International, on the occasion of his visit to the City of Newark.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

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- 7-R-cb. Resolution authorizing transfer of funds from Office of the Mayor and Agencies, Rent Control Board, Salaries and Wages-\$600. to Other Salaries and Wages, Overtime-\$600.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 7-R-cc. Resolution authorizing Director of Finance to issue check in sum of \$41,000. payable to Daniel Del Bagno and Joseph P. Skripek, his attorney, and mail said check to Barbaris and Skripek, Esqs., 33 Riverview Drive, Wayne, upon receipt of all documents deemed necessary by Corporation Counsel; for reinstatement with back-pay to position of Captain in the Newark Police Department alleging that he was improperly terminated from said position. (Instituted suit in Civil Service Commission, Office of Administrative Law; said Commission found that Mr. Del Bagno had been improperly terminated and ordered City to pay plaintiff back-pay less mitigation for period of his suspension and Appellate Division, Superior Court of New Jersey affirmed said decision; computations amounted to approximately \$54,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 7-R-cd. Resolution authorizing Director of Finance to issue check in sum of \$12,225. payable to Zinnerford Smith and Ashley and Charles, upon receipt of all documents deemed necessary by Corporation Counsel; for legal fees incurred by Mr. Smith in giving required testimony in matter of State vs. Kenneth A. Gibson and Earl Harris.
(Copy of resolution and correspondence submitted to each Member of the Council)

Councilman Tucker said they had some discussions with Assistant Corporation Counsel Grant in the pre-meeting conference and questioned whether he submitted a legal opinion.

President Grant replied in the negative.

Councilman Tucker said his only concern is he doesn't like the Council being played like a "yo-yo" by the Corporation Counsel's Office and they met with Assistant Corporation Counsel Grant this morning and was made clear of exactly what they were asking for. He thinks the Corporation Counsel was putting them in a predicament where they in turn make a determination to pay Zinnerford Smith's attorney, in effect establish a very dangerous precedent within the City. Even if they wanted to pay and the majority of the Council is amenable to pay it but the net result is that without a figure that deals with a daily rate it becomes difficult for them to approve it.

A motion to adopt the resolution was made by Councilman Branch.

There was no second to the motion.

A motion to defer action on this resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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7-R-ce. Resolution confirming action taken by Director of Engineering to secure services of 6 contractors; pursuant to N.J.S.A. 40A:11-6; all lowest responsible proposals submitted for demolition of structures; further authorizing Director of Engineering to render payment to Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, 6 structures, \$21,611.; Bujac Demolitions Inc., 58 Burnett Terrace, West Orange, 2 structures, \$6,088.; V & L Contracting & Equipment, Inc., 1097 Broadway, Bayonne, 1 structure, \$1,200.; Artko Wrecking Co., Inc., 117 Prospect Avenue, Bayonne, 1 structure, \$4,650.; A.G. Mazzocchi Inc., 10 Orchard Street, Madison, 5 structures, \$20,800. and V. Ottilio & Sons, 555 Preakness Avenue, Paterson, 1 structure, \$2,100.; payments to be rendered after demolition has been completed in accordance with specifications; funds provided by H.C.D.A. IX/Contract Demolitions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cf. Resolution confirming action taken by Director of Engineering to secure services of 4 contractors; pursuant to N.J.S.A. 40A:11-6; all lowest responsible proposals submitted for demolition of structures; further authorizing Director of Engineering to render payment to A.G. Mazzocchi, Inc., 10 Orchard Street, Madison, 1 structure, \$7,469.; Bujac Demolitions, Inc., 58 Burnett Terrace, West Orange, 2 structure, \$5,896.; V & L Contracting & Equipment Co., Inc., 1097 Broadway, Bayonne, 4 structures, \$10,850. and Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, 5 structures, \$13,200.; payments to be rendered after demolition has been completed in accordance with specifications; funds provided by 1983 Adopted Budget/Contract Demolition and H.C.D.A. IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman James.

Councilman Payne said if buildings are bad why can't they be scheduled to be demolished rather than put on for an emergency. It probably costs more money to do it on an emergency basis.

City Clerk D'Ascensio replied the reason is that they are a danger to the health and public safety to the people on the street.

Councilman Martinez said he has had several occasions where residents would call about a building that was ready to collapse and children would be playing in these abandoned buildings and fear of death. He has no problem voting for an emergency as long as it is substantiated as such.

Councilman Carrino said a lot of times some of these emergency demolitions that are done are not owned by the City and they have the authority to go in and demolish it and put a lien against that person.

Councilman Tucker pointed out today on Springfield Avenue and Rankin Street a building fell down. They have been trying to get that building demolished and for whatever reason couldn't get it done.

Councilman Payne said if you wait long enough every building will be an emergency. If that building was so bad last year, probably six months ago and all of a sudden it becomes an emergency and reiterated it costs twice as much money. He thinks they ought to look into emergency demolitions.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant.

No: Councilman Payne.

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7-R-cg. Resolution authorizing Director of Engineering to execute Change Order #1 with Louis Berger and Associates, Inc., 100 Halstead Street, East Orange, for lump sum of \$5,000. for preparation and analysis of Hazardous Materials Control Regulations for City of Newark; additional funds not required since amount of funds originally certified is sufficient to cover the cost of said Change Order.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Shortly thereafter, Councilman Rice requested to change his vote from the affirmative to the negative.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, President Grant.
No: Councilman Rice.

7-R-ch. Resolution authorizing Director of Engineering to execute in triplicate, cost-sharing agreement between County of Essex and City of Newark whereby the installation of traffic signals at intersection of Lyons Avenue and Wainwright Street is to be shared equally by County of Essex and City of Newark; City's share shall not exceed \$30,000.; County to maintain and operate traffic control signal at its own expense thereafter.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-ci. Resolution consenting, approving and agreeing that Passaic Valley Sewerage Commissioners may enter into lease agreement with Borough of Fair Lawn providing for an increase in leased capacity of said Borough to a volume flow equalling 5.5 MGD, all other terms of existing lease dated January 3, 1945 remaining unchanged and in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Councilman Tucker requested the City Clerk's Staff to communicate with our representatives on the Passaic Valley Sewerage Commission to reaffirm the percentage of affluent because the percentage they have on 5.5 is directly related to amount they are going to contribute to the operation of Passaic Valley. They ought to have some sort of substantiation of the 5.5.

City Clerk D'Ascensio said that is all metered and they are only permitted to discharge that amount and no more, otherwise they overload the system.

Councilman Carrino requested the City Clerk to communicate with Tax Assessor Frisina and Tax Collector Joseph with respect to the two pieces of property that were advertised in the newspaper showing that Passaic Valley Sewerage Commission owed sums of money on two properties.

- 7-R-cj. Resolution authorizing Purchasing Agent to sell recovered and unclaimed motor vehicles in possession of Newark Police Department, 387 Junk Vehicles; pursuant to N.J.S.A. 40A:14-157.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 7-R-ck. Resolution authorizing Purchasing Agent to advertise and receive bids for Towing and Storage of Abandoned Vehicles, Police Department, Auto Squad; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 7-R-cl. Resolution authorizing Purchasing Agent to advertise and receive bids for Appraisals of Real Property, Department of Administration, Office of Real Property; pursuant to Title 2, Chapter 5, Section 11, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 7-R-cm. Resolution authorizing Director of Health and Welfare to enter into and execute contract with New Jersey State Department of Education, for implementing Summer Food Service Program for Children (SuNuP), for period January 2, 1984 to December 31, 1984; total budget for said program is \$441,647.30.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 7-R-cn. Resolution ratifying contract with Eye Institute for period July 1, 1983 to November 22, 1983; further authorizing Director of Health and Welfare to enter into and execute contract with Eye Institute for provision of ophthalmological services at the Newark Division of Health's Eye Clinic, for period November 23, 1983 to December 31, 1983; maximum amount to be paid under aforesaid contract is \$3,658.72. (Contract awarded without competitive bidding as a "Professional Service" pursuant to N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

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7-R-co. Resolution voiding Resolution 7-R-v, September 21, 1983, authorizing solicitation of sealed bids for public letting of City-owned properties not needed for public use, per attached Schedule A, no bids received. (23 William Street; Vacant Land-26 North 9th Street, 407-9 Hawthorne Avenue and 411 Hawthorne Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cp. Resolution ratifying contracts with 11 Day Care Centers, for period June 1, 1983 to November 22, 1983; further authorizing Director of Health and Welfare to enter into and execute contracts with 11 Day Care Centers, for period November 23, 1983 to May 31, 1984; for sum of \$342,210.13; said amount to be derived from 1983 Municipal Operating Budget.
(A.S.) (Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this Resolution, see page 40 in the minutes of this meeting)

7-R-cq. Resolution ratifying contracts with 9 Day Care Centers, for period June 1, 1983 to November 22, 1983; further authorizing Director of Health and Welfare to enter into and execute contracts with 9 Day Care Centers, for period November 23, 1983 to May 31, 1984, for sum of \$255,228.12; said amount to be derived from Housing Community and Development Act Funds, Year IX.
(A.S.) (Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 40 in the minutes of this meeting)

7-R-cr. Resolution authorizing Director of Engineering to execute contracts with A. Lembo Auto Body, Inc., 76 Riverside Avenue, Newark, Newark Salt Spreading and Plowing Co., 36 Pacific Street, Newark, only two bids received September 20, 1983; Grafton Construction Co., 76 Riverside Avenue, Newark, Pyramid Motor Lines, Inc., 191 Tyler Street, Port Newark, only bids received on October 11, 1983; for Salt/Grit Spreading for period commencing adoption of this resolution to May 15, 1984; maximum payment of \$75. per hour; \$8,000. to be used during the current fiscal year for said contracts; total sum of contracts shall not exceed \$400,000.
(A.S.) (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cs. Resolution endorsing the proposed development in the Federal Square Area including the building of a new Federal Building and requesting that the United States Senators from the State of New Jersey and the Congressional Representative of the City of Newark use the influence of their offices to insure that Newark will receive payment in lieu of taxes for the lost revenues in the area.
(A.S.)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

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7-R-ct.
(A.S.)

Resolution authorizing Director of Engineering to execute contract with Engineers Incorporated, 50 Park Place, Newark, for professional services required for Roof Rehabilitation of City Hall, for total sum of \$12,500., which includes ten one-half day site visits during construction; further authorizing Director of Engineering to execute change orders as needed for fulfill goals of project in net amount not to exceed additional \$4,500., funds for project provided in 1983 Capital Budgets. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cu.
(A.S.)

Resolution authorizing Business Administrator to execute contracts with 8 contractors, only 8 bids received September 20, 1983; 9 contractors, only 9 bids received October 11, 1983; totalling 17 contractors, for Snow Plowing and or Carting, for period commencing adoption of this resolution to May 15, 1984, totalling 17 bids as per attached Rate Schedule per hour; \$7,000. to be used during current fiscal year for said contractors.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cv.
(A.S.)

Resolution expressing the intent of the Newark Municipal Council to not enter into a final agreement with the County of Essex and the Port Authority of New York and New Jersey regarding the proposed construction of a Resource Recovery Project in Newark until both parties agree to a 25% minority set-aside program for said project throughout its construction and operational life.

Councilman Tucker said what he wants to do is basically put it on record that when they finalize their contract which will probably take place within a year that in their negotiations that they should at least deal with the question of setting aside 25% for minorities.

Councilman James said what he wanted to bring to the attention of the Council was that whatever their attitude is in dealing with the Port Authority is very critical and very important. He doesn't know if any Member of the Council had a chance to visit Newark International Airport recently. The Marriott Hotel is at least five stories now and they are working very rapidly to get all the concrete work done before winter sets in. It is important that whatever agreement they have with them is done in writing. He would also like to know at what point do they start receiving payment from the Marriott Hotel

Councilman Tucker said they don't receive a dime until they rent a room. They get an occupancy tax. If they don't rent a room they don't receive any money.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Councilman Rice said he would like to go on record with the concerns that weren't raised at the meeting the other day. The concern is that they negotiate the contract to give them options because the Port Authority is purchasing the land and he wants the contract to read or negotiated that if this Resource Recovery Project is approved in the future and is built and not successful, like many others throughout the country, do they have the option to buy the land from the Port Authority. He understands from Mr. Hull that they won't discuss dollars and cents but they would discuss that kind of protection mechanism.

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Councilman Tucker said that Mr. Hull wants to negotiate the contract. They had met with Mitre and pinpointed what their concerns were and Mitre has subsequently has all of that in the contract and submitted to the Port Authority and the County. The tragedy is and he has the utmost respect for Mr. Hull, but the net result is what his lobbying in regard to the Council is doing is that he will not be a key factor in negotiating the contract. The only two individuals are Mr. Peter Shapiro, the County Executive and Alan Sagner, Chairman of the Board, Port Authority. What he is doing is he wants to meet with them to find out what is sought in regard to what they submitted to the County. What he is doing is trying to undermine the consultant they hired to do the negotiations.

Councilman Rice reiterated he just wants whoever does the contract that some options are inserted.

7-R-cw.
(A.S.) Resolution accepting bid of LIBSON AMERICAN BUILDERS, INC., for the purchase of City-owned property known as Block 993, Lot 19, 79-83 Elm Road, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), for the sum of \$40,650., based upon Resolution 7-R-bq, October 5, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cx.
(A.S.) Resolution authorizing Director of Finance to issue check in sum of \$1,736.60 payable to Ralph T. Grant, Jr. and Althea A. Lester, Esq., 18 Beaver Street, Newark, upon receipt of all documents deemed necessary by Corporation Counsel; for legal fees incurred by President Grant when he was required to appear for questioning by the Essex County Prosecutor's Office in matter of State vs. Kenneth A. Gibson and Earl Harris.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

7-R-cy. Resolution authorizing the public auction saale of City-owned property not required for governmental purposes known as 82-84-86 and 88-94 Halsted Street, Block 4203, Lots 39-40 and 42; authorizing advertising and setting return date for receipt of bids and notice of further meeting following the auction at which time the Municipal Council will accept or reject the bids as provided by law.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

A motion to remove from the Table Resolution 7-R-b(\$-1), November 9, 1983 "RESOLUTION AUTHORIZING MAYOR AND DIRECTOR OF MAYOR'S OFFICE OF EMPLOYMENT AND TRAINING AND THE NEWARK PRIVATE INDUSTRY COUNCIL TO ENTER INTO CONTRACT WITH NEWARK COMPREHENSIVE MANPOWER REHABILITATION PROJECT FOR DRUG ABUSERS FOR AN EMPLOYMENT AND TRAINING SERVICES FOR FORMER DRUG AND ALCOHOL ABUSERS, FOR PERIOD NOVEMBER 14, 1983 TO JUNE 29, 1984; FOR 77 PARTICIPANTS, FOR SUM NOT TO EXCEED \$102,289.; SOURCE OF FUNDS - NEW JERSEY DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION. (LOWEST RESPONSIBLE BID RECEIVED)," and place on the Municipal Council Calendar of December 7, 1983 was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

MOTIONS.

7-M-a.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL STRONGLY URGING EXECUTIVE DIRECTOR MILTON BUCK OF THE NEWARK REDEVELOPMENT AND HOUSING AUTHORITY (NRHA) TO MEET AS SOON AS POSSIBLE WITH THE FAIR SHARE COMMITTEE, MR. WALTER K. FRYE CHAIRMAN, OF THE NEWARK BRANCH OF THE NAACP, TO DISCUSS ALL ASPECTS OF AFFIRMATIVE ACTION WITH REGARD TO THE NRHA BASED ON CURRENT CORRESPONDENCE ON THIS SUBJECT BY NRHA, THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AND THE FAIR SHARE COMMITTEE; FURTHER REQUESTING THAT THE TIME, DATE AND PLACE OF SAID MEETING BE MADE KNOWN IN ADVANCE TO THE MUNICIPAL COUNCIL BY NRHA, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-M-b.

A MOTION DIRECTING ASSISTANT BUSINESS ADMINISTRATOR TO PREPARE AN EXTERNAL TRANSFER IN THE AMOUNT OF \$7,000. FOR PURCHASE OF ADDITIONAL WORD PROCESSING EQUIPMENT AND UPGRADING OF SYSTEM FOR OFFICE OF MUNICIPAL COUNCIL, was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker.
Not Voting: Councilman Carrino, President Grant.

7-M-c.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL RECOGNIZING AND CONGRATULATING MRS. MARY STANCEL ON THE OCCASION OF HER 70TH BIRTHDAY AND FOR HER 15 YEARS OF FAITHFUL AND OUTSTANDING SERVICE AS A CROSSING GUARD AT LINCOLN ELEMENTARY SCHOOL IN VAILSBURG; FURTHER, EXTENDING WARMEST WISHES TO HER FOR MANY MORE YEARS OF GOOD HEALTH, HAPPINESS, AND SERVICE TO THE CHILDREN AND RESIDENTS OF THE COMMUNITY, was made by Councilman Rice, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-M-d.

A MOTION COMMENDING THE ESSEX COUNTY COLLEGE VETERANS CLUB FOR CONTINUING SERVICE TO THE POST-SECONDARY SCHOOL POPULATION CITY-WIDE AS WELL AS TO THE NEWARK COMMUNITY-AT-LARGE; FURTHER, RECOGNIZING THE UNSURPASSED CONTRIBUTION THAT VETERANS OF ALL CONFLICTS HAVE MADE TO THIS COUNTRY WHEN CALLED UPON TO DEFEND WITH THEIR LIVES, THE CAUSES OF LIBERTY, EQUALITY AND THE PURSUIT OF HAPPINESS, AS INTENDED BY THE MEN AND WOMEN WHO HELPED IN THE FOUNDING OF THIS GREAT NATION, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-M-e.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH CORPORATION COUNSEL TEARE ASKING WHAT KIND OF EFFECT THE \$62 MILLION CAPITAL PROGRAM OF THE NEWARK BOARD OF EDUCATION SCHEDULED FOR APPROVAL OR DISAPPROVAL BY THE VOTERS ON DECEMBER 6, 1983, WILL HAVE ON THE BOND ISSUE ON THE CITY, was made by Councilman Martinez, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

7-M-f.

A MOTION ACCEPTING PHIL DONAHUE'S APOLOGY FOR DEROGATORY REMARKS ABOUT THE CITY OF NEWARK ON HIS TELEVISION PROGRAM, AND AGAIN INVITING HIM TO VISIT NEWARK TO SEE THE CITY'S MANY ASSETS AND SIGNS OF PROGRESS, was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

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COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance establishing upgraded health benefits for employees serving in the title 'Deputy Chief' in the Fire and Police Departments."
(Not represented by Union - Upgraded Health Benefits
Deputy Chief - Police and Fire Departments; Fiscal Impact- 1984-\$4,902.24)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 7, 1983 Calendar of the Municipal Council on first reading was made by Councilman Martinez, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.
No: Councilman Payne.

- 8-b. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To adjust the salary of the incumbent Assistant Purchasing Agent)."
(Not covered by Civil Service Association - Essex Council #1 - Adjusting pay from Step 3 to Step 5 for incumbent only. 10% increase; Fiscal Impact-1983-\$106.; 1984-\$2,756.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by President Grant, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice,
President Grant.
Not Voting: Councilman Tucker.

- 8-c. The City Clerk presented Communication from Business Administrator Hill received November 10, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Secretarial Assistant, Typing, in the Office of the Mayor)."
(Secretarial Assistant 1/ /84 \$14,087.36 - \$16,489.10
Typing (35 Hours)
(New Title - Not covered by Civil Service Association, Essex Council #1 -
Fiscal Impact - 1984 Full year's salary)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 8-d. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey,' (6-S & F-h) adopted November 22, 1966, as amended, to adjust as per Labor negotiations longevity pay for employees represented by the Newark Superior Officers' Association (Superior Identification Officers)."

(Longevity pay-Increased percentage
Labor negotiated; Fiscal Impact-1983-\$2,096.; 1984-\$2,232.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 7, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker,
President Grant.
No: Councilman Payne.

- 8-e. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on Raymond Boulevard Plaza East."

(Deleting Raymond Plaza East, both sides, from Commercial Street to Edison
Adding, Raymond Plaza East, West side, between Commercial Street and
Edison Place
East side, between Commercial Street and Market Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 7, 1983 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 8-f. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation pertaining to the use of City Tax Block 272, Lots 5, 7, 9-16, 18-25, and 27, City Tax Block 273, Lots 1-10, 16, 18-21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the December 7, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

- 8-g. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance authorizing the execution of a lease between the City of Newark, owner, and the H.H.C. Recruitment Detachment N.J. DOD, Tenant, for approximately two hundred and sixteen square feet of floor space of the premises commonly known as 101 Park Place, for sum of one dollar (\$1.) per year, for a period of five (5) years."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 7, 1983 Calendar of the Municipal Council for first reading was made by President Grant seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,
President Grant.

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8-h. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 12, Chapter 4, Section 12:4-8, Chapter 6, Section 12:6-2 and 12:6-3; Chapter 8, Section 12:8-3 and Chapter 10, Section 12:10-1 to 12:10-8 of the Revised Ordinances of the City of Newark, New Jersey."

milk & milk products
(Instituting license fees for ~~Meat and Meat Products~~ - \$10.; Poultry killing and dressing establishment - \$10.; Ice - \$10.; Defining and establishing fees for specific establishments where food and medicines are sold - \$25.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

8-i. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 6, Chapter 2, Section 6:2-22 of the Revised Ordinances of the City of Newark, New Jersey."

(Issuing permits and instituting fee of \$10. to establishments where other animals or fowl are sold)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

8-j. The City Clerk presented Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 8, Chapter 18, Section 4, of the Revised Ordinances of the City of Newark, New Jersey."

(Issuing license and instituting fee of \$25. for jobbers and vendors of processed meats, poultry and fish products from vehicles and stores)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Carrino, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

(For Communications 9-a through 9-bu, see pages 3 through 17 in the minutes of this meeting)

- 9-bv. Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "Ordinance amending Title 22, Streets and Sidewalks of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to prohibit disturbance of street surfaces for five (5) years."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Payne and declared adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bw. Communication from Business Administrator Hill, received September 9, 1983, enclosing proposed "Ordinance amending Title 22, Streets and Sidewalks of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to increase the fees of the granting of permits and the posting of deposits."
(Street and/or sidewalk opening - \$75.
Street and/or sidewalk opening made by a Public Utility subject to State Board of Public Utilities - \$50.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Tucker, seconded by Councilman Payne and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

- 9-bx. Communication from Business Administrator Hill, received July 29, 1983, enclosing proposed "Ordinance to amend Title 2, Chapter 11, Human Rights Commission, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To supplement the powers of the Affirmative Action Review Council regarding minority contractors)."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 26, 1983 to November 14, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Altar Society of Sacred Heart	8989 (Amended)
Church of Vailsburg	8990 (Amended)
Anshe Luborowitz Sisterhood	9033
Ms. Civic Association	9034
Remco Industries Chapter of Deborah	
Rosary Confraternity St. Rose of Lima	9035
Church	

November 22, 1983

RAFFLES LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Day Care Council	8984 (Amended)
St. Ann's Education Club	9019
Parents and Guardians Guild of St. Vincents Academy	9020
Parents and Guardians Guild of St. Vincents Academy	9021
Parents and Guardians Guild of St. Vincents Academy	9022
Parents and Guardians Guild of St. Vincents Academy	9023
Our Lady of Fatima Youth Council	9024
St. Ann's Community Day Care Center	9025
St. Ann's Parents Teachers Association	9026
St. Bridget's Church	9027
Newark Rotary Club	9028
St. James Roman Catholic Church	9029
Griffin House, Inc.	9030
Parents and Guardians Guild of St. Vincents Academy	9031
Babyland Nursery, Inc.	9032

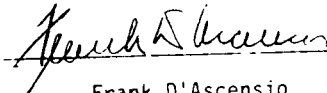
A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

ADJOURNMENT.

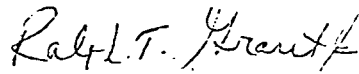
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

This meeting adjourned at 12:00 A.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, December 7, 1983

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:15 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend William Irving, Tabernacle Baptist Church.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council, Detective Niel DeRogatis and Sergeant McGuire, Sergeants-At-Arm and Assistant Corporation Counsel Rosalind Bressler.

(Councilman Payne arrived at 1:30 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on November 30, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR MONTH OF SEPTEMBER, 1983.

A motion that the Report be received and placed on file was made by Councilman Branch, seconded by Councilman Carrino and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

4-b. The Acting City Clerk presented 1982 ANNUAL REPORT OF NEWARK DEPARTMENT OF HEALTH AND WELFARE.

A motion that the Report be received and placed on file was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

4-c. The Acting City Clerk presented REPORT OF OFFICE OF THE CITY CLERK, FOR MONTH OF OCTOBER, 1983.

A motion that the Report be received and placed on file was made by Councilman James, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

December 7, 1983

4-d. The Acting City Clerk presented COPY OF ABSTRACT MINUTES OF MEETING OF HOUSING AUTHORITY REDEVELOPMENT AGENCY FOR SLUM CLEARANCE AND URBAN RENEWAL IN THE CITY OF NEWARK, HELD OCTOBER 20, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman James and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

4-e. The Acting City Clerk presented COPY OF ABSTRACT MINUTES OF MEETING OF HOUSING AUTHORITY OF THE CITY OF NEWARK, HELD OCTOBER 20, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Tucker and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

4-f. The Acting City Clerk presented REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR PERIOD JULY, 1983 TO AUGUST, 1983.

A motion that the Report be received and placed on file was made by Councilman Tucker, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

4-g. The Acting City Clerk presented 1982 ANNUAL REPORT OF NEWARK POLICE DEPARTMENT.

A motion that the Report be received and placed on file was made by Councilwoman Villani, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

6-F-a. The Acting City Clerk read An Ordinance to establish a Historical-Heritage Commission of the City of Newark and providing for the appointment of its Members; and outlining the powers and duties of said commission.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Branch, Carrino, Martinez.

No: Councilmen James, Rice, Tucker, Villani.

Not Voting: President Grant.

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Rice and dec ared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-b.

The Acting City Clerk read An Ordinance amending and supplementing Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board, Sections 4, 6, 7, 8, 9(H), 11 and 17, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-F-c.

The Acting City Clerk read An Ordinance amending Title 2, Chapter 5, of the Revised Ordinances of the City of Newark, to create a dedicated trust within the Office of the Business Administrator.
(Recreation Centers Trust Fund)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

6-F-d.

The Acting City Clerk read An Ordinance to amend Title Twenty-three, Chapter Seven, Section 14, of the Revised Ordinances of the City of Newark, New Jersey. (1966)
(Authorizes placement of parking meters on 415 University Avenue, 110 William Street and 318-326 Washington Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council December 6, 1983)

A motion to adopt the ordinance on first reading was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-e.

The Acting City Clerk read An Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation, Division of Traffic Engineering)
(Engineering Director Zach met with Council December 6, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-f.

The Acting City Clerk read An Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Deleting 23:5-7 (a), (g), (h) and (k))

Adding 23:5-7 - Parking or Standing Prohibited in Certain Areas at Certain Times - No person shall park or stand a vehicle on any listed street between the hours noted and on the sides of the streets as noted in Attachment I)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

(Engineering Director Zach met with Council December 6, 1983)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-g.

The Acting City Clerk read An Ordinance establishing upgraded health benefits for employees serving in the title 'Deputy Chief' in the Fire and Police Departments.

(Not represented by Union - Upgraded Health Benefits Deputy Chief - Police and Fire Departments; Fiscal Impact- 1984-\$4,902.24)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-h.

The Acting City Clerk read An Ordinance to amend an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey," (6-S & F-h) adopted November 22, 1966, as amended, to adjust as per Labor negotiations longevity pay for employees represented by the Newark Superior Officers' Association (Superior Identification Officers).

(Longevity pay-Increased percentage Labor negotiated; Fiscal Impact-1983-\$2,096.; 1984-\$2,232.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-i.

The Acting City Clerk read An Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on Raymond Plaza East.

(Deleting Raymond Plaza East, both sides, from Commercial Street to Edison Place

Adding Raymond Plaza East, West side, between Commercial Street and Edison Place; East side, between Commercial Street and Market Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-j.

The Acting City Clerk read An Ordinance approving the Redevelopment Plan and the Feasibility of Relocation pertaining to the use of City Tax Block 272, Lots 5, 7, 9-16, 18-25, and 27, City Tax Block 273, Lots 1-10, 16, 18-21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

6-F-k.

The Acting City Clerk read An Ordinance authorizing the execution of a lease between the City of Newark, owner, and the H.H.C. Recruitment Detachment N.J. DOD, Tenant, for approximately two hundred and sixteen square feet of floor space of the premises commonly known as 101 Park Place, for sum of one dollar (\$1.) per year, for a period of five (5) years.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

At a later time after 6-S & F-t., a motion to consider Item 8-i (A.S.) on Ordinances on First Reading, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-l.

The Acting City Clerk read An Ordinance to amend an ordinance entitled, "An Ordinance to amend Title 2, Chapter 5, Office of Real Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented," by adding a new section. (Providing for the right refusal to contiguous property owner of unimproved property) as adopted October 20, 1982 (6-S & F-t) (To add a detailed definition of "Non-Developmental Property").

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

At a later time after Hearing of Citizen 6-HC-e, a motion to consider Item 8-g on Ordinances for First Reading was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-m.
(A.S.)

The Acting City Clerk read An ordinance exempting from taxation Block 2835, Lot 5, of the Pentecostal Church of Christ for the Years 1981, 1982 and 1983 in accordance with N.J.S.A. 54:4-3.6(c). (76 Sussex Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman James, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

At a later time after Item 8-g., a motion to consider Item 8-h. on Ordinances for First Reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-F-n.
(A.S.)

The Acting City Clerk read An ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To provide for the awarding of medallions by the Municipal Council)

A motion to adopt the ordinance on first reading was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 21, 1983.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5, Annual Vacation Leave, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Newark R.O. 2:14-5)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5, Annual Vacation Leave, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended and supplemented to read as follows:

2:14-5 Annual Vacation Leave.

Number of vacation days. Annual vacation leave for municipal officials and employees shall be as follows:

(a) Except as otherwise provided herein or in collective negotiations agreements with representatives of employee units, all employees shall be entitled to annual vacation leave with pay, based on their years of service and in accordance with N.J.S.A. 11:24A-1 et seq. During an employee's first calendar year of employment, vacation leave shall be earned at the rate of one (1) working day of vacation for each month of service from his/her date of original employment and continuing through the remainder of the calendar year. As of January 1 following an employee's original date of employment and for each subsequent January 1 the following schedule of working days vacation leave shall apply:

Twelve (12) days for every year up to the completion of nine (9) years of service;

Fifteen (15) days after the completion of nine (9) years of service and up to the completion of nineteen (19) years of service;

Twenty (20) days after the completion of nineteen (19) years of service and every year thereafter.

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(b) Municipal officials, while serving in the following department and agency head positions, shall be credited with twenty (20) working days annual vacation leave with pay irrespective of their years of service: mayor, presiding judge, judge, city clerk, business administrator, assistant business administrator, corporation counsel, directors of the departments of finance, recreation and parks, general services, police, fire, health and welfare, and engineering, executive director of the mayor's policy and development office, and the director of the mayor's office of employment and training. During the first calendar year of appointment, annual vacation leave shall be pro-rated.

(c) Effective January 1, 1984, municipal officials and employees, other than those in subsection (b) herein, who are not included in a collective negotiations unit and who serve in titles created by ordinances which provide that employees in the positions have no standard hours of work and are not entitled to overtime or compensatory time shall be entitled to fifteen (15) working days annual vacation leave with pay as of January 1 following the original date of employment and for every year thereafter up to the completion of nine (9) years of service; to eighteen (18) days as of January 1 following the completion of nine (9) years of service and up to the completion of nineteen (19) years of service; and to twenty (20) days as of January 1 following the completion of nineteen (19) years of service and every year thereafter. During the first calendar year of service, annual vacation leave shall be pro-rated.

(d) Part time employees shall receive annual vacation leave with pay on a proportionate basis. Seasonal employees are not eligible for vacation leave.

(e) School crossing guards shall be entitled to the following annual vacation leave with pay: during the first school year of employment, vacation leave shall be earned at the rate of one (1) vacation day for each month of service; ten (10) vacation days after the first school year and up to the completion of nine (9) years of service; twelve (12) vacation days after the completion of nine (9) years of service and up to the completion of nineteen (19) years of service; fourteen (14) vacation days after the completion of nineteen (19) years of service and every year thereafter.

(f) Annual vacation leave with pay for employees in certain titles in the Fire Department shall be as follows:

- (1) Effective January 1, 1982, employees in the titles of firefighter, salvageman, fire alarm operator and lineman, as represented by the Newark Fireman's Mutual Benevolent Association, Local No. 4, shall be entitled to fifteen (15) working days vacation leave; effective January 1, 1983, these employees shall be entitled to sixteen (16) working days vacation leave.

- (2) Effective January 1, 1983, employees represented by the Professional Fire Officers' Association, Local 1860, IAFF, AFL-CIO shall be entitled to the following working days vacation leave:

chief of fire signal system operations,
chief of fire signal system maintenance and construction 24

battalion fire chief, assistant chief of fire signal system operations, assistant chief of fire signal system maintenance and construction, supervising fire protection inspector, chief of fire apparatus, chief inspector of combustibles 22

fire captain, foreman fire alarm telegraph, chief fire alarm operator, lineman foreman 20

- (3) Effective January 1, 1983, employees in the title of deputy fire chief shall be entitled to twenty-four (24) working days vacation leave.
- (4) Effective January 1, 1983, the fire chief shall be entitled to thirty-four (34) working days vacation leave.

(g) Annual vacation leave with pay for employees in certain titles in the police department shall be as follows:

- (1) Effective January 1, 1983, employees in the title of police officer, as represented by the Fraternal Order of Police, Newark Lodge No. 12, shall be entitled to twenty-one (21) working days vacation leave; effective January 1, 1984, these employees shall be entitled to twenty-two (22) working days vacation leave.
- (2) Employees represented by the Newark Superior Officers' Association shall be entitled to the following working days vacation leave:

<u>Title</u>	<u>Year</u>	<u>Days</u>
police inspector	1983	28
	1984	29
police captain	1983	26
	1984	27
police lieutenant	1983	25
	1984	26
police sergeant	1983	23
	1984	24

<u>Title</u>	<u>Year</u>	<u>Days</u>
legal analyst	1983	25
	1984	26
chief identifica- tion officer	1983	28
assistant chief identification officer	1983	25

- (3) Effective January 1, 1983, employees in the titles of deputy police chief and police chief shall be entitled to twenty-eight (28) working days vacation leave; effective January 1, 1984, these employees shall be entitled to twenty-nine (29) working days vacation leave.

Practices and procedures. Except as otherwise provided in collective negotiations agreements with representatives of employee units, the following practices and policies shall apply to vacation leave:

(a) An employee hired on or before the fifteenth (15th) of the month shall receive vacation leave credits for that month. An employee hired on the sixteenth (16th) day of the month or thereafter shall not receive vacation credit for that month.

(b) For the purposes of efficient vacation scheduling and in accordance with the above schedules, an employee may be credited with vacation leave (in each appropriate calendar year) prior to the leave actually being earned with the assumption that the employee will be employed for the full calendar year; however, an employee whose service is terminated or is placed on leave of absence without pay prior to the end of the calendar year shall have all non-earned vacation leave deducted from his/her last paycheck. An employee whose service is terminated between the first (1st) and fifteenth (15th) of the month shall not receive credit for the month. An employee whose service is terminated on the sixteenth (16th) of the month or thereafter shall receive vacation credit for the month.

(c) An employee who is on leave of absence without pay shall not earn vacation credits while on such leave nor be granted prior earned credits until he/she shall return to active status. Upon return to employment, an employee who has been on an approved leave of absence shall have such time of his/her leave adjusted based on his/her original date of employment and shall receive vacation leave in accordance with the provisions of this ordinance.

(d) All earned vacation credits shall be paid to the employee or to his/her estate in case of termination or death in accordance with existing law.

(e) An employee who is on sick leave with pay or an employee who is injured or disabled as a result of, or arising from, his/her employment shall continue to receive vacation credits in the same manner as that granted for active status.

(f) Vacation leave can only be taken with the approval of an employee's department head or division manager and according to appropriate seniority rights.

(g) Vacation leave allowed for any given year should be used during the year in which it is granted. Any unused vacation leave may be carried over into the succeeding year only. Under no circumstances shall more than one (1) year of allowed vacation leave be carried over into the following year.

(h) An employee who becomes ill or incapacitated while on vacation may, upon proper notification and verification to the appointing authority, transfer time required for illness or incapacity to available sick leave credits; however this transfer shall not extend the date of return from vacation unless otherwise approved by the appointing authority.

(i) Vacation leave is not transferable from one grant program to another, nor from a grant program to the City, nor from the City to a grant program. Any employee involved in changes of this nature shall be paid for any vacation leave due him/her or shall reimburse the City for any time not earned similar to an employee terminating his/her services prior to the advanced time being earned. The employee shall then earn vacation leave during his/her first calendar year in the new program at the rate of one (1) day per month; however, an employee's original date of hire shall be considered in terms of credits due with regard to the tenth (10th) and twentieth (20th) years of service.

Section 2. All prior ordinances or parts thereof, which are inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Newark R.O. 2:2-17, et. seq., Board of Alcoholic Beverage Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to provide for non-salaried positions on the Board and for persons in such positions to be reimbursed for necessary expenses incurred in the performance of their duty, not to exceed two-thousand five hundred dollars (\$2,500.) per year.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Newark R.O. 2:2-17 et seq., Board of Alcoholic Beverage Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended and supplemented by adding a new section as follows:

2:2-17.2.

A member of the board of alcoholic beverage control who is barred as an officer or employee of the State of New Jersey or of any county or municipality from serving as a salaried member of the board may be appointed as a non-salaried member. Such member shall be reimbursed for necessary expenditures incurred in the performance of his/her duties, such amount shall not exceed two thousand five hundred dollars (\$2,500.00) per year.

Section 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

President Grant: The yeses are seven, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey,' (6-S & F-y) adopted November 22, 1966, as amended and supplemented. (To adjust salaries for Superior Identification Officer Employees, represented by the Newark Superior Officers' Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1. of an ordinance entitled, "An ordinance creating certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Police Department of the City of Newark, New Jersey" (6S&Fy) adopted November 22, 1966 as amended and supplemented be amended to adjust the salary schedule as per contract agreement to be effective January 1, 1983, as follows to wit:

<u>POSITIONS</u>	<u>NO. OF POSITIONS</u>	<u>EFPEC. DATE</u>	<u>ANN.MIN. SALARY</u>	<u>MIDDLE STEP</u>	<u>ANN.MAX. SALARY</u>
Chief Identification Officer 153001 (40 Hrs.)	1	1/1/83 1/1/84	\$30,226.64 \$32,191.37	\$31,232.80 \$33,262.93	\$32,237.61 \$34,333.05
Assistant Chief Identification Officer 142001 (40 Hrs.)	9	1/1/83 1/1/84	\$24,178.89 \$25,750.51	\$25,189.08 \$26,826.37	\$26,193.91 \$27,896.51

SECTION 2. The salary schedule hereinabove established shall be effective as of January 1, 1983.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$905,000. therefor and to make a down payment therefor and authorizing the issuance of \$859,750. Bonds or Notes of the City for financing such appropriation.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, in the County of Essex, New Jersey. For the said improvements or purposes there is hereby appropriated the sum of \$905,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$45,250 as the down payment for said improvements or purposes required by the law (N.J.S.A. 40A:2-11) and now available therefor by virtue of provision in a previously adopted budget of the City for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$905,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds or notes of the City are hereby authorized to be issued in the principal amount of \$859,750 pursuant to the Local Bond Law of New Jersey (N.J.S.A. 40A:2-1 et seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$905,000 is hereby appropriated by the City for the following various projects and improvements as described by project number, description of improvement or purposes, authorized amount, financing, and amount of bonds or notes authorized:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Authori- zation Amount</u>	<u>Capital Improvement Fund</u>	<u>Capital Surplus Fund</u>	<u>Bonds or Notes</u>
1983	Construction of Salt Storage Dome for Wetted Salt Operation	\$ 225,000	\$ 11,250	\$ -	\$ 213,750
2083	Reconstruction of Deteriorated Brick Sewers in 2 locations: Badger Avenue and Springfield Avenue	680,000	34,000	-	646,000
	Totals	<u>\$905,000</u>	<u>\$ 45,250</u>	<u>-</u>	<u>\$ 859,750</u>

(b) The estimated maximum amount of bonds or notes to be issued for said purposes is \$859,750.

(c) The estimated cost of said purposes is \$905,000 the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$45,250 down payment for said purposes.

Section 4. The following additional matters are hereby determined, disclosed, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are each a property or improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The periods of usefulness of said purposes within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance are (each of which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) as follows:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Period of Usefulness</u>
1983	Construction of Salt Storage Dome For Wetted Salt Operation	20 Years
2083	Reconstruction of Deteriorated Brick Sewers in 2 locations: Badger Avenue and Springfield Avenue	20 Years

(c) The supplemental debt statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the City as defined in said Law is increased by the authorization of the bonds and/or notes provided for in this bond ordinance by \$859,750 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Law.

(d) An aggregate amount of not exceeding \$90,500 for interest on said obligations, cost of issuing said obligations, engineering costs and other items of expense listed as permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of said improvements and is included in the foregoing estimate thereof.

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Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and his signature upon said notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, N.J.S.A. 40A:2-28 and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. An application and a certified copy of this ordinance as passed on first reading shall be filed with the Local Finance Board (the "Board") to qualify the bonds pursuant to the Municipal Qualified Bond Act. Upon satisfactory investigation by the Board, the Board may by resolution determine that the City is entitled to issue qualified bonds. Within sixty (60) days after the submission of the application and the certified copy of this ordinance, the Board shall cause its consent to be endorsed upon the ordinance authorizing the issuance of the qualified bonds if it shall be satisfied and record by resolution that the City is entitled to issue qualified bonds.

Section 8. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and consistent with Section 4(b) hereof.

Section 9. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Such obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 11. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting approval of debt statement was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-e.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance amending a Bond Ordinance entitled, "Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136 Bonds or Notes of the City for financing such appropriation," by adding a new project to said Bond Ordinance for the construction of an Emergency Bureau Building-Newark Police Department, appropriating an additional \$250,000. therefor and authorizing the issuance of an additional \$237,500. Bonds or Notes of the City for financing such appropriation.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement described in Section 3 of a bond ordinance entitled "BOND ORDINANCE FOR VARIOUS 1983 CAPITAL BUDGET PROJECTS BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY APPROPRIATING \$11,918,038 THEREFOR AND TO MAKE A DOWNPAYMENT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$11,322,136 BONDS OR NOTES OF THE CITY FOR FINANCING SUCH APPROPRIATION" (hereinafter the "Various 1983 Capital Projects Bonds Ordinance") is hereby amended and an additional capital improvement to be made or acquired by the City of Newark, in the County of Essex, New Jersey

is hereby authorized. For the said improvement or purpose there is hereby appropriated the sum of \$250,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$12,500 as the down payment for said additional improvement or purpose required by the law (N.J.S.A. 40A:2-11) and now available therefor by virtue of provision in a previously adopted budget of the City for down payment or for capital improvement purposes.

Section 2. For the financing of said additional improvement or purpose and to meet the part of said \$250,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds or notes of the City are hereby authorized to be issued in the principal amount of \$237,500 pursuant to the Local Bond Law of New Jersey (N.J.S.A. 40A:2-1 et seq.)

Section 3. (a) The aggregate sum of an amount not to exceed \$250,000 is hereby appropriated by the City for the project and the additional improvement as described by project number, description of improvement or purpose, authorized amount, financing, and amount of bonds or notes authorized:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Authori- zation Amount</u>	<u>Capital Improvement Fund</u>	<u>Capital Surplus Fund</u>	<u>Bonds or Notes</u>
1883	Construction of Emergency Bureau Building - Newark Police Department	\$250,000	\$ 12,500	\$- - -	\$237,500

(b) The estimated maximum amount of bonds or notes to be issued for said additional purpose is \$237,500.

(c) The estimated cost of said additional purpose is \$250,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$12,500 down payment for said purposes.

(d) The total amount of the authorization for the Various 1983 Capital Projects Bond Ordinance is hereby increased from \$11,918,038 to \$12,168,038; and the total appropriation from the Capital Improvement Fund for downpayment on the Various 1983 Capital Projects Bond Ordinance is increased from \$595,902 to \$608,402; and the estimated maximum amount of bonds or notes to be issued for said purposes is increased from \$11,322,136 to \$11,572,136.

Section 4. The following additional matters are hereby determined, disclosed, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance amendment are not current expenses and are property or improvements which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The periods of usefulness of said purpose within the limitations of said Local Bond Law (N.J.S.A. 40A:2-22), according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance amendment (which shall be undertaken in accordance with a project description, or plans and specifications on file with the City Department of Administration) are as follows:

<u>Project Number</u>	<u>Capital Purpose</u>	<u>Period of Usefulness</u>
1883	Construction of Emergency Bureau Building - Newark Police Department	20 years

(c) The supplemental debt statement required by said Law (N.J.S.A. 40A:2-42) has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the City as defined in said Law in addition to the amount of gross debt authorized by the Various 1983 Capital Projects Bond Ordinance is increased by the authorization of the bonds and/or notes provided for in this bond ordinance amendment by \$237,500 and the said obligations authorized by this bond ordinance amendment will be within all debt limitations prescribed by said Law.

(d) An aggregate amount of not exceeding \$25,000 for interest on said obligations, cost of issuing said obligations, engineering costs and other items of expense listed as permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of said additional improvement and is included in the foregoing estimate thereof.

Section 5. Each of the bonds authorized herein shall be designated "Qualified Bond (Qualified pursuant to the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq.)" and shall contain a recital that it is issued pursuant to Title 40A of the New Jersey Statutes and is entitled to the benefits of the provisions of the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. Within ten (10) days after the date of issuance of qualified bonds, the City shall certify to the State Treasurer the name and address of the paying agent, the maturity schedule, interest rate and dates of payment of debt service on such qualified bonds. The bonds must be registered bonds, registered as to both principal and interest, or as

consistent with any applicable law in effect as of the date of issuance. The form, date, denomination, interest rate and maturity of the bonds shall be as hereafter determined by resolution of the Municipal Council.

Section 6. The chief financial officer of the City of Newark is hereby authorized to issue temporary notes or loan bonds (hereafter "notes") of the City. All notes issued hereunder shall mature at such time and bear interest at such rate or rates as may be determined by the chief financial officer; provided that no notes shall mature later than one (1) year from its date. Except as to terms or conditions with respect to such notes as may be fixed or required by the Local Finance Board pursuant to N.J.S.A. 40A:3-6, the chief financial officer of the City is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution and his signature upon said notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8, and N.J.S.A. 40A:3-6. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of purchase price, plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 7. Pursuant to N.J.S.A. 40A:3-4(c), the Local Finance Board has determined by resolution that the City is entitled to issue Qualified Bonds under the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et seq. and has endorsed its consent upon a certified copy of this ordinance as passed upon first reading approving the additional appropriation of \$250,000 for Project Number 1883 as authorized by this Bond Ordinance Amendment.

Section 8. It is hereby determined that the period within which the bonds shall mature shall be not more than thirty (30) years and consistent with Section 4(b) hereof.

Section 9. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available for public inspection.

Section 10. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Such obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 11. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance awaiting debt statement was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-f.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the acquisition and installation of a twelve inch, high pressure water main in Frelinghuysen Avenue, in and by the City of Newark, in the County of Essex, New Jersey and appropriating \$27,000. therefor.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. In conjunction with reconstruction of Frelinghuysen Avenue by the New Jersey Department of Transportation, the City of Newark is hereby authorized to install a 12 inch, high pressure water main (Project Number 2183), and for said purpose there is hereby appropriated \$27,000 from the Water Utility Capital Improvement Fund.

Section 2. This ordinance shall take effect 10 days after the first publication thereof after final adoption.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating Mulberry Street as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

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Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Mulberry Street
Southbound, from Raymond Boulevard to McCarter Highway

and by adding thereto:

Mulberry Street
Southbound, from Market Street to McCarter Highway

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Councilman Payne arrived 1:30 P.M.)

6-Ph, S & F-h.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance establishing upgraded health benefits for Superior Identification Officer Employees and specified retirees' currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer," as represented by the Newark Superior Officers' Association.

WHEREAS, as the result of negotiations between the City of Newark, New Jersey, and the Newark Superior Officers' Association, which represents Superior Identification Officer employees, the City has agreed to upgrade health benefits for employees and prospective retirees currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer" and for eligible dependents.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective January 1, 1984, active Superior Identification Officer employees represented by the Newark Superior Officers' Association, and the eligible dependents of these employees, shall receive:

a. Medical-surgical benefits at the Blue Shield of New Jersey's Performance and Cost Effectiveness (P.A.C.E.) level, for which the employee will pay, via payroll deductions, twenty-five percent premium differential between the P.A.C.E. cost and the cost of the present plan;

b. Aggregate Rider J, whereby the Rider J allowance is increased to \$250.00 annually;

c. Hospital and medical-surgical benefits for dependents extended to age twenty-three.

2. Effective January 1, 1984, eligible retirees (i.e., employees who retire after twenty-five years of continuous service) currently serving in the titles "Chief Identification Officer" and "Assistant Chief Identification Officer" who have retired on or after January 1, 1984, and the qualified dependents of said retirees, shall receive:

a. Medical-surgical benefits at the Blue Shield of New Jersey's "14/20" Plan level until such time as the retiree attains age sixty-five and is thereby eligible for medicare; and

b. Benefits of a dual-choice dental plan whereby each eligible retiree may choose between an open and a closed plan, under the conditions that closed dental plans are available in the State of New Jersey and cost of providing closed dental plan services does not exceed the cost of an open dental plan with the benefits obtained through arbitration or negotiations; said benefits shall be terminated at such time as the retiree attains age seventy years.

3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Violations Clerk (Typing), in the Municipal Courts)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(c) of an ordinance entitled, "An Ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," (6S&Fc) adopted May 4, 1977, as amended and supplemented be amended to create the title and salary range as follows, to wit:

(c) Municipal Courts

<u>POSITION</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Violations Clerk (Typing) 103904 (35 Hours)	\$ 18,178.48	\$ 22,096.66

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, annual minimum or annual maximum salary which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title Twenty-three, Chapter Nine, Sections One, Two and Three, of the Revised Ordinances of the City of Newark, New Jersey (1966).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title Twenty-Three, Chapter Nine, Section One of the Revised Ordinances of the City of Newark is hereby amended to include the following:

23:9-1 Establishment

(f) University Avenue: All that parcel and parcels of municipally owned land on the westerly side of University Avenue adjacent to 415 University Avenue, described as follows:

(i) Beginning at a point in the westerly line of University Avenue, distant 202 feet, more or less, southerly from the intersection of the westerly line of University Avenue and the southerly line of William Street; thence

- 1) Southerly, along the westerly line of University Avenue, 90 feet, more or less; thence
- 2) Westerly 166 feet, more or less, to the easterly line of Arlington Street; thence

- 3) Northerly, along the easterly line of Arlington Street, 88 feet, more or less; thence
 - 4) Easterly, 166 feet, more or less, to the westerly line of University Avenue and the point of beginning.
- (ii) Beginning at a point in the westerly line of University Avenue, distant 416 feet, more or less, southerly from the intersection of the westerly line of University Avenue and the southerly line of William Street; thence
- 1) Southerly, along the westerly line of University Avenue, 72 feet, more or less; thence
 - 2) Westerly, 170 feet, more or less, to the easterly line of Arlington Street; thence
 - 3) Northerly, along the easterly line of Arlington Street, 72 feet, more or less, thence
 - 4) Easterly, 169 feet, more or less, to the westerly line of University Avenue and the point of beginning.
- (g) 110 William Street: All that parcel and parcels of municipally owned land on the westerly side of Arlington Street, adjacent to and south of 110 William Street, described as follows:

Beginning at a point adjacent to the Health Center, said point being distant the following courses and distances from the intersection of the westerly line of Arlington Street and the southerly line of William Street;

- (a) Southerly, along the westerly line of Arlington Street, 75 feet, more or less; thence
- (b) Westerly, 30 feet, more or less, to the point of beginning; thence
 - 1) Southerly, 63 feet, more or less; thence
 - 2) Westerly, 175 feet, more or less, thence
 - 3) Northerly, 63 feet, more or less; thence
 - 4) Easterly, 175 feet, more or less, to the point of beginning.

- (h) 318-326 Washington Street: All that parcel and parcels of municipally owned land on the easterly side of Washington Street adjacent to and north of 328-332 Washington Street, described as follows:

Beginning at the intersection of the easterly line of Washington Street and the southerly line of William Street; thence,

- 1) Southerly, along the easterly line of Washington Street, 154 feet, more or less; thence
- 2) Easterly, 313 feet, more or less, to the westerly line of Halsey Street; thence
- 3) Northerly, along the westerly line of Halsey Street, 50 feet, more or less; thence
- 4) Westerly 109 feet, more or less; thence

020

- 5) Northerly, 108 feet, more or less, to the southerly line of William Street; thence
- 6) Westerly, along the southerly line of William Street, 130 feet, more or less; thence
- 7) Southerly 83 feet, more or less; thence
- 8) Westerly 52 feet, more or less; thence
- 9) Northerly, 82 feet, more or less, to the southerly line of William Street; thence
- 10) Westerly, along the southerly line of William Street, 34 feet, more or less, to the point of beginning.

Section 2. Title Twenty-Three, Chapter Nine, Section Two of the Revised Ordinances of the City of Newark is hereby amended to include the following:

23:9-2 Vehicles Authorized to Enter or Park

- (f) University Avenue Parking Areas: No vehicles, except vehicles of municipal employees properly identified, shall enter upon or park on the aforesaid premises.
- (g) 110 William Street Parking Area: No vehicles, except vehicles of municipal employees properly identified and municipally owned vehicles authorized for parking by the director of the Department of Administration and with parking spaces specifically designated for the said municipal vehicles, shall enter upon or park on the aforesaid premises.
- (h) 318-326 Washington Street Parking Area: No vehicles, except vehicles of municipal employees properly identified, shall enter upon or park on the aforesaid premises.

Section 3. Title Twenty-Three, Chapter Nine, Section Three of the Revised Ordinances of the City of Newark is hereby amended to include the following:

23:9-3 Persons Prohibited From Parking

- (a) All persons, except the drivers of vehicles of the duly authorized employees of the City of Newark, are hereby prohibited from parking a vehicle upon the aforescribed Mulberry Street parking area, Halsey Street parking area, University Avenue parking areas and 318-326 Washington Street parking area.
- (f) All persons, except the drivers of municipally owned vehicles and the drivers of vehicles of the duly authorized employees of the City of Newark, are hereby prohibited from parking a vehicle upon the aforescribed 110 William Street parking area.

Section 4. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

President Grant: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Management Specialist)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(b) of an ordinance entitled, "An ordinance creating positions in the Department of Administration and establishing salaries therefor", adopted May 4, 1977 (6S&F-d) as amended and supplemented, be and the same is hereby amended to create the title and salary range for Management Specialist in the Budget Division as follows, to wit:

(b) Budget Division

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Management Specialist 37½ Hrs. 155910	9-15-83	\$ 26,855.73	\$ 32,643.36

SECTION 2. The hereinabove created positions are to be considered as in the managerial or exempt class of positions with no official standard hours of work. Where necessary for the determination of vacation or sick pay, or as necessary to meet the requirements of a computerized payroll system, the positions may be assigned nominal standard hours of work. Notwithstanding the nominal standard hours of work, the individuals employed in these positions shall be responsible to complete their assigned duties and shall not be entitled to overtime or compensatory time.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

December 7, 1983

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

President Grant: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,'" adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Family and Neighborhood Counselor, in the Municipal Courts and delete Counselor F.N.S. (6-S & F-c) adopted November 2, 1983.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range for Family and Neighborhood Counselor, in the Municipal Courts and delete Counselor F.N.S.)" adopted November 2, 1983 as Ordinance 6-S & F-c is hereby repealed.

2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-m.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,'" adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Assistant Program Coordinator, Demolition (Administration) and to delete the title and salary range for Assistant Program Coordinator, Demolition, in the Community Development Administration, Mayor's Policy and Development Office) (5-S & F-d) adopted November 2, 1983.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' adopted May 4, 1977, (6-S & F-c) and amendments thereto (To create the title and salary range for Assistant Program Coordinator, Demolition (Administration) and to delete the title and salary range for Assistant Program Coordinator, Demolition in the Community Development Administration, Mayor's Policy and Development Office)" adopted November 2, 1983 as Ordinance 6-S & F-d is hereby repealed.

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2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-Ph, S & F-n.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Senior Draftsman and Title Searcher (6-S & F-f) adopted November 2, 1983.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To create the title and salary range for Senior Draftsman and Title Searcher)" adopted November 2, 1983, as Ordinance 6-S & F-f is hereby repealed.

2. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this ordinance was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

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ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-o.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance amending Chapter 14, Lane Use, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section 23:14-3.

(Restricted Lane Use)

Only the indicated vehicles shall move on the designated lanes of Raymond Plaza West: Between Market Street and Raymond Boulevard. Buses and cabs only east of the traffic control island)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-p.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Oraton Street.

(Oraton Street, between Chester Avenue and Delavan Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

December 7, 1983

6-S & F-q.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

015

Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Debt Statement)
(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Debt Statement was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ORDINANCES FOR RECONSIDERATION.

6-S & F-r.

The Acting City Clerk read An Ordinance establishing upgraded health benefits for the title of Deputy Chief in the Fire Department of the City of Newark, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor December 5, 1983)

The Acting City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance establishing upgraded health benefits for the title of Deputy Chief in the Fire Department of the City of Newark, New Jersey?'"

The Acting City Clerk read the following veto message from Mayor's Office Chief of Staff Smith:

December 5, 1983

Mr. Frank D'Ascensio
City Clerk
City Hall
Newark, New Jersey 07102

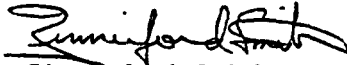
Dear Mr. D'Ascensio:

Mayor Gibson has directed me to affix his name vetoing Ordinance 6S&FT, adopted November 22, 1983 and to set forth his reasoning.

The title contained in Ordinance 6S&FT and 6S&FS is classified as managerial and they are entitled to the same benefits as all other managerial employees in the City of Newark.

It must be noted that negotiations with bargaining units or groups of employees are a responsibility of the Administration. This action by Council severely interferes with the inherent managerial prerogatives of formulating equitable salaries and fringe benefits for its non-represented employees.

Very truly yours,


Zinnerford Smith
Chief of Staff

ZS:pa

A motion to override the Mayor's veto of this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Villani.
No: Councilmen Payne, Tucker, President Grant.
Not Voting: Councilman Branch.

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Martinez.

Councilman Tucker mentioned that the letter vetoing this ordinance was not signed by Mayor Gibson. In fact, it was signed by Mr. Zinnerford Smith, Chief of Staff, in the Mayor's Office. He stated that in the letter, Mr. Smith was directed by the Mayor to submit the veto letter.

Mrs. Rosalind Bressler, Assistant Corporation Counsel explained that under the statute, the Mayor can only delegate certain offices to act as Acting Mayor. She stated in this case, no one was designated as Acting Mayor. Mr. Smith was acting under the direction of the Mayor. She added that Mr. Smith recited in the body of the letter that he was directed to sign the Mayor's name to the ordinance. She added that if the decision was Mr. Smith's in his capacity as Acting Mayor, then Mr. Smith could not act at that capacity and the veto would be null and void. If Mr. Smith was acting in an administrative capacity at the direction of the Mayor, which apparently he was according to the cover letter in which Mr. Smith recites that the Mayor directed him to sign the ordinances and he shared the reasons for the action; then in that capacity, Mr. Smith can act because there is no statutory requirement that the Mayor affixes his signature to an ordinance when he wishes to reject it.

Councilman James wanted to know if there was an existing law pertaining to the responsibilities when the Mayor was not present for any action.

Assistant Corporation Counsel Bressler stated that the Mayor could choose a department head, the Business Administrator or the Municipal Clerk to act in his absence. She again mentioned it was the Mayor's decision to veto the ordinance, not Mr. Smith's, as was stated in the letter.

Councilman Tucker said he wanted a legal opinion submitted based on the acceptance of the letter submitted by the Mayor's Office.

The motion to defer action on this ordinance was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

At a later time in the meeting after Bingo and Raffle Licenses, a motion to reconsider Ordinance 6-S & F-r was made by Councilman Martinez, seconded by President Grant.

Assistant Corporation Counsel Bressler alerted the Council to the fact that it was possible that they might not be able to defer the ordinances to be considered at a later time. She mentioned there was nothing in the statute that stated the ordinance could be deferred. She mentioned on the other hand the Statute (40:69A-41) stated that if an ordinance was returned then it would not take effect unless the Council, upon reconsideration thereof on or after the third day following its return by the Mayor, shall, by a vote of two-thirds of the Members resolve to override the Mayor's veto. She said it seemed to her the Council did reconsider overriding the veto and the Council has not resolved to override the veto. She stated upon further research, the Law Department could come to the conclusion that it be deferred.

The motion to reconsider Ordinance 6-S & F-r was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

A motion to override the Mayor's veto of this ordinance was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

No: Councilman Payne.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilman James.

The Acting City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

6-S & F-s.

The Acting City Clerk read An ordinance permitting employees in the permanent title of Deputy Fire Chief in the Fire Department of the City of Newark, upon separation from the Department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance rejected by the Mayor December 5, 1983)

The Acting City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance permitting employees in the permanent title of Deputy Fire Chief in the Fire Department of the City of Newark, upon separation from the Department to exercise the option of receiving wages and other benefits due in a lump sum equal to the cost to the City for such wages and benefits had the employee remained on the payroll to receive same?'"

The Acting City Clerk read the following veto message from Mayor's Office Chief of Staff Smith:

December 5, 1983

Mr. Frank D'Ascensio
City Clerk
City Hall
Newark, New Jersey 07102

Dear Mr. D'Ascensio:

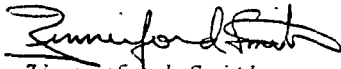
Mayor Gibson has directed me to affix his name vetoing Ordinance 6S&FT, adopted November 22, 1983 and to set forth his reasoning.

The title contained in Ordinance 6S&FT and 6S&FS is classified as managerial and they are entitled to the same benefits as all other managerial employees in the City of Newark.

028

It must be noted that negotiations with bargaining units or groups of employees are a responsibility of the Administration. This action by Council severely interferes with the inherent managerial prerogatives of formulating equitable salaries and fringe benefits for its non-represented employees.

Very truly yours,



Zinnerford Smith
Chief of Staff

ZS:pa

A motion to override the Mayor's veto of this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, President Grant.

No: Councilmen Payne, Tucker.

Not Voting: Councilmen Branch, Villani.

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

At a later time in the meeting after Bingo and Raffle Licenses, a motion to reconsider Ordinance 6-S & F-s was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman James.

A motion to override the Mayor's veto of this ordinance was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Villani, President Grant.

Not Voting: Councilman Tucker.

Absent During Roll Call: Councilman James.

The Acting City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

6-S & F-t.

The Acting City Clerk read An ordinance requiring demolition contractors to submit photographs of each site to the Municipal Council prior to payment.
(Copy of ordinance submitted to each Member of the Council)
(Ordinance rejected by the Mayor December 5, 1983)

The Acting City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance requiring demolition contractors to submit photographs of each site to the Municipal Council prior to payment?'"

The Acting City Clerk read the following veto message from Mayor's Office Chief of Staff Smith:

December 5, 1983

Mr. Frank D'Ascensio
City Clerk - City of Newark
City Hall - 920 Broad Street
Newark, New Jersey 07102

December 7, 1983

Dear Mr. D'Ascensio:

Mayor Gibson has instructed me to affix his name vetoing ordinance 8BH101983 and to set forth his reasoning.

Notwithstanding the obvious distinction of the separation of powers between the administrative and Legislative bodies, we feel the relief sought through this ordinance is available. As you know, photos both before and after demolition are administratively filed in the appropriate office. These photographs are available for public review. The procedures for payment are controlled through the contract provisions governing the demolition work.

Very truly yours,



Zinnerford Smith
Chief of Staff

ZS:ba

A motion to override the Mayor's veto of this ordinance was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The Acting City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

At a later time in the meeting after Resolution 7-R-cf, a motion to remove from the table "Ordinance amending Title 2, Chapter 3, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented," (Establishes appointment of Deputy City Clerk in the Office of the City Clerk - \$42,500.) (6-S & F-be, August 10, 1983) was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-S & F-u.

The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

An ordinance amending Title 2, Chapter 3, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (Establishes appointment of Deputy City Clerk in the Office of the City Clerk - \$42,500.)
(Copy of ordinance submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilman James.

Not Voting: Councilman Payne.

President Grant: The yeses are seven, the noes are one and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Acting City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time after Motion 7-M-c, a discussion was held highlighting the pros and cons of the action taken appointing a Deputy City Clerk in the Office of the City Clerk.

HEARINGS OF CITIZENS.

6-HC-a. MR. WILLIAM WALLACE, 789 SOUTH 18TH STREET, NEWARK, NEW JERSEY, addressed the Council with respect to Reaganomics.

6-HC-b. MS. ARIZONA SHOEMAKE, 790 BERGEN STREET, NEWARK, NEW JERSEY, addressed the Council with respect to the substantial amount of taxes she was paying in the City. She told the Council she was representing the Bergen Street Block Association and she brought to the Council's attention their complaints on the living conditions in the area and the possibility of it being rehabilitated.

President Grant referred Ms. Shoemake to Miss Linda Hankerson, from the Mayor's Office for assistance.

6-HC-c. MR. EVERETT WHITE, 778 BERGEN STREET, NEWARK, NEW JERSEY, addressed the Council with respect to building more housing in the City. He commended the Commercial Revitalization Program, which he felt was working out well.

He asked the Council what they thought about putting up housing in the empty lots around the area of Bergen Street. He felt the area should be beautified.

Councilman Payne informed Mr. White that he has notified Mayor Gibson of the problem surrounding the area of Bergen Street. He stated an attempt was being made to obtain private developers to come into the area and build more houses.

6-HC-d. MR. JAMES BLAIR, 100 CHADWICK AVENUE, NEWARK, NEW JERSEY, addressed the Council with respect to multiple dwelling housing; the problem of not having armed security guards placed within 244 Chadwick Avenue.

Councilman James mentioned that having armed security guards would cost money, money spent for the purchase of weapons. He said one idea would be to amend the existing ordinance and allow the security persons to carry weapons. He felt this subject should be discussed further by Council.

Councilman Payne said the fiscal impact should be considered on the idea of weapons. He agreed with Councilman James that this was a subject that should be discussed further.

President Grant informed Mr. Blair that he contact Councilman Payne's Office for further assistance.

A motion to permit Mr. Alonzo Kittrels to speak under Hearings of Citizens was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-e. MR. ALONZO KITTRELS, 374 CLIFTON AVENUE, CLIFTON, NEW JERSEY, requested information on the employment of Miss Elaine Brody.

Councilman Tucker requested that Mr. Kittrels put his request in the form of a letter and forward it to the Personnel Department with copies to the Council.

Councilman James assured Mr. Kittrels that the Council would serve as a conduit in making sure the information is submitted.

Mr. Kittrels stated that he would send a letter to the Personnel Department with copies to the Council. He thanked the Council for giving him an opportunity to address the Council.

December 7, 1983

A motion to permit Ms. Hazel Davis Brown to speak under Hearings of Citizens was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

6-HC-f.

MS. HAZEL DAVIS BROWN, 1060 BROAD STREET, NEWARK, NEW JERSEY, addressed the Council with respect to bringing more revenue into the City and the various problems she has had with financial institutions.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Director of Finance to issue check in sum of \$12,225. payable to Zinnerford Smith and Ashley and Charles, upon receipt of all documents deemed necessary by Corporation Counsel; for legal fees incurred by Mr. Smith in giving required testimony in matter of State vs. Kenneth A. Gibson and Earl Harris.

(Copy of resolution and correspondence submitted to each Member of the Council)

Acting City Clerk Korngut read the following memorandum from Corporation Counsel John Teare at the request of the Council:

December 6, 1983

M E M O R A N D U M

TO: FRANK D'ASCENSIO
City Clerk

FROM: JOHN J. TEARE
Corporation Counsel

RE: RESOLUTION 7RA

This office has discussed this matter with the City Council at its' pre-council meeting of December 6, 1983.

It is the opinion of this office that the Council may authorize the payment to Mr. Smith's attorney even though said payment is beyond the amount administratively established by Council. (\$50.00 per hour) This conclusion is based upon the fact that Mr. Smith was a direct target in the investigation and the representation by his attorney in that matter warrants consideration by the Council of the higher rate.

It is also the opinion of this office that this payment will not establish a precedent for attorneys' representing other non-elected officials, i.e. employees, for reimbursement beyond the amount established by Council.

If you have any additional questions, kindly contact me.

John J. Teare
JOHN J. TEARE
Corporation Counsel

JJT:yb

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and failed of adoption by the following votes:

Yes: Councilmen Branch, Rice, Tucker, Villani.
No: Councilmen James, Martinez.
Not Voting: Councilman Carrino, President Grant.
Absent During Roll Call: Councilman Payne.

A motion to defer action on this resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Tucker, Villani, President Grant.
No: Councilmen James, Martinez.
Absent During Roll Call: Councilman Payne.

7-R-b.

Resolution authorizing Finance Director to refund \$25.00 to St. Antoninus Prayer Group due to cancellation of 5 bingo games.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-c.

Resolution ratifying contract with Newark Comprehensive Manpower Rehabilitation Project for Drug Abusers for period November 14, 1983 to December 7, 1983; further authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Newark Comprehensive Manpower Rehabilitation Project for Drug Abusers for an Employment and Training Services for Former Drug and Alcohol Abusers, for period December 8, 1983 to June 29, 1984; for 77 participants, for sum not to exceed \$102,289.; Source of Funds - New Jersey Department of Labor, Employment and Training Administration. (Lowest responsible bid received)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled November 9, 1983)
(Resolution removed from the table November 22, 1983)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, President Grant.
No: Councilman Martinez.
Absent During Roll Call: Councilman Payne.

7-R-d.

Resolution authorizing Director of Finance to issue check payable to New Jersey Bell Telephone Company and its attorney Mariano Picardi, Esq., upon receipt of all documents deemed necessary by Corporation Counsel; New Jersey Bell instituted suit against City in Superior Court, Law Division, Essex County, for property damage allegedly arising from negligence of City's employees on January 5, 1981. (\$2,000.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll call: Councilman Payne.

7-R-e.

Resolution authorizing City Treasurer to refund the amount of \$315.33 to United States Post Office, Postmaster, Roseville Station, 382 Seventh Avenue, Newark, New Jersey, erroneously overcharged to water/sewer account.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-f.

Resolution accepting bid of \$7,500. annually, plus taxes, from Eastern Microwave, Inc., for the lease of 1/4 acre portion of Lot 15, Block 588, in West Milford Township, New Jersey, and authorizing the Newark Watershed Conservation and Development Corporation to administer the lease and collect all payments.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Payne.

7-R-g.

Resolution ratifying contract with Ortiz Maintenance and Janitorial Service, Inc. for period September 1, 1983 to December 7, 1983; further authorizing Business Administrator to enter into contract with Ortiz Maintenance and Janitorial Service, Inc., 23 New York Avenue, Newark, lowest responsible bid, for provision of janitorial maintenance services for Police Districts and various City agencies, for period December 8, 1983 to August 31, 1984; contract shall not exceed \$250,000., \$55,000. encumbered in 1983 Adopted Budget of Department of General Services, Division of Public Buildings and any 1984 expenditures are contingent upon and subject to appropriation and approval of funds in that fiscal year.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Acting City Clerk to communicate with Business Administrator Hill, Director of General Services Toma and Purchasing Agent Lucarelli expressing Council's great dissatisfaction with the present performance of this contractor and requested that work under this contract be monitored closely and continually and that every effort be exerted to assure that the contractor provides proper service at all times was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.
No: Councilman Tucker.

7-R-h.

Resolution ratifying contract with St. Michael's Medical Center for Gladys E. Dickinson Neighborhood Health Center for period May 1, 1982 to April 30, 1983; \$99,000. shall be paid from Neighborhood Health Center Fund, H.C.D.A. Year VIII allocated to Department of Health and Welfare. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.
Absent During Roll Call: Councilman Carrino.

7-R-i.

Resolution ratifying contract for Multiphasic Methadone Maintenance Treatment Program with New Jersey State Department of Health for period June 25, 1983 to December 7, 1983; further authorizing Director of Department of Health and Welfare to enter into and execute contract with New Jersey State Department of Health, for provision of medical services at Multiphasic Methadone Maintenance Treatment Program, for period December 8, 1983 to June 24, 1984; total budget for said program is \$445,060.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing Health and Welfare Director Cherot to submit in writing, the changes in the operation of the Multiphasic Methadone Maintenance Treatment Program and to make it more helpful to the needs of the participants and the residents of the City and further, to submit a report to the positive results of said program was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Absent During Roll Call: Councilman Branch.

7-R-j.

Resolution ratifying contract with State Department of Health, Women, Infants and Children Supplemental Feeding Program(WIC), for period October 1, 1983 to December 7, 1983; further authorizing Director of Department of Health and Welfare to enter into and execute contract with State Department of Health, to continue implementing the Women, Infants and Children Supplemental Feeding Program, for period December 8, 1983 to September 30, 1984; total budget for said program is \$398,700.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-k.

Resolution ratifying contract with New Jersey State Department of Community Affairs for period July 1, 1983 to December 7, 1983; further authorizing Director of Department of Health and Welfare to accept funds from New Jersey State Department of Community Affairs to continue Relocation Assistance Program, for period December 8, 1983 to June 30, 1984; City of Newark must provide \$79,000. in matching funds; total amount of funds to be available to Relocation Assistance Program is \$178,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, James, Martinez, Payne, Rice, Tucker, President Grant.

Absent During Roll Call: Councilwoman Villani.

7-R-l.

Resolution engaging Samuel Klein and Company and authorizing execution of an agreement for the performance of the 1984 audit pursuant to N.J.S. 40A:5-4 and OMB Circular A-102 Attachment P. (Annual Audit Required) (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et. seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,

President Grant.

Absent During Roll Call: Councilwoman Villani.

7-R-m.

Resolution authorizing Director of Engineering to execute Change Order #1 with H.P. Connor and Company, Inc., 134 Evergreen Place, East Orange, for lump sum of \$13,514.73 for bricking and blocking of 55 Lincoln Avenue and 18-20 Park Place; additional funds not required since amount of funds originally certified is sufficient to cover the cost of said Change Order.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to return this resolution to Administration was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker,

President Grant.

Absent During Roll call: Councilwoman Villani.

7-R-n.

Resolution confirming action taken by Director of Engineering to secure services of 6 contractors; pursuant to N.J.S.A. 40A:11-1; all lowest responsible proposals submitted for demolition of structures; further authorizing Director of Engineering to execute contracts with the following: A.G. Mazzocchi, Inc., 10 Orchard Street, Madison, 4 structures, \$25,279.; A. Ambrosio and Sons, Demolition and Excavating, Inc., 3199 Kennedy Boulevard, Jersey City, 6 structures, \$32,800.; Juzefyk Excavating Co., Inc., 428 Edgar Road, Elizabeth, 4 structures, \$18,200.; Artko Wrecking Co., Inc., 117 Prospect Avenue, Bayonne, 12 structures, \$69,075.; V & L Contracting and Equipment Co., Inc., 1097 Broadway, Bayonne, 8 structures, \$40,100.; Bujac Demolitions, Inc., 58 Burnett Terrace, West Orange, 8 structures, \$68,070.; Funds for project provided by H.C.D.A. IX.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-o.

Resolution ratifying 10 contracts for period October 1, 1983 to December 7, 1983; further authorizing Director of Department of Health and Welfare to enter into 10 contracts for operation of Women, Infant and Children Supplemental Food Program (WIC), for period December 8, 1983 to September 30, 1984; no monetary compensation paid to contractors by City of Newark. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1) (a)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

December 7, 1983

7-R-p.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into an agreement with Newark Economic Development Corporation Financial Management Corporation and Edward J. Haefeli, for purpose of transferring grant funds to make a loan to Mr. Haefeli to partially fund acquisition of 409 Doremus Avenue and the construction thereon of a 125,000 square foot warehouse and distribution center, and up to \$27,600. for documented eligible administrative activities related to said project; contract provides for transfer of funds in amount of \$947,600., contingent upon receipt of funds from Department of Housing and Urban Development. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the Acting City Clerk to invite Business Administrator Hill, Mayor's Policy and Development Office Executive Director Jean, Newark Economic Development Corporation Executive Director and Secretary Faiella to the Special Conference, December 13, 1983 was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-q.

Resolution ratifying contract with Boys' and Girls' Club of Newark Incorporated for period October 10, 1983 to December 7, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into contract with Boys' and Girls' Club of Newark Incorporated, for provision of recreation, educational leadership, and cultural activities for youths in Central Ward, for period December 8, 1983 to October 1, 1984; Boys' and Girls' Club shall receive \$4,000. to carry out stated services; said funds provided in H.C.D.A. FY' VIII and rescinds Resolution 7-R-x, adopted June 1, 1983.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-r.

Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Services by Contract or Agreement, Conferences and Related Travel and Meals Outside City-\$925., Materials and Supplies-\$500. to Office Equipment-\$1,425.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-s.

Resolution accepting audit reports from Belcher and Ready for 1983 Summer Food Program; further authorizing Acting Municipal Comptroller to pay Belcher and Ready the contracted fee of \$6,000. upon acceptance of audit reports.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-t.

Resolution authorizing City Treasurer to refund to Fill-Rite, Incorporated, 49-55 Liberty Street, Newark, New Jersey, the sum of \$11,557.66, now on record in the Division of Water Accounting and Customer Service, due to payments on estimated charges on a stuck meter from May 22, 1977 to September 20, 1982, when the meter was replaced.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani.
No: President Grant.

7-R-u.

Resolution amending Resolution 7-R-x, April 7, 1982, granting exemption on improvement on property 29-75 Riverside Avenue, Block 614, Lot 1, owned by Industrial Development Associates, for period commencing January 1, 1982 and ending December 31, 1986; taxpayer has sold portion of property and adjustment was made by Tax Assessor in ownership of taxpayer to reflect separation of alienated portion.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-v.

Resolution authorizing Corporation Counsel and Tax Collector to enter into (Partial) Consent Order to Vacate with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark plus subsequent years taxes be paid in full on date of redemption.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-w.

Resolution authorizing Corporation Counsel and Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over a period not exceeding three (3) years in all; current years taxes and each subsequent years taxes, thereafter, be paid quarterly, as provided by State Law, and concurrently with monthly installments on arrears.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-x.

Resolution authorizing Executive Director of Newark Human Rights Commission on behalf of City to execute hold harmless and indemnification agreement for any and all liability arising out of or related to use of main dining hall at Essex County College by Newark Human Rights Commission in conducting its Twenty-fifth Annual Human Rights Award Program on December 14, 1983, from 7:00 P.M. to 9:30 P.M.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-y.

Resolution authorizing transfer of funds from Fire Department, Salaries and Wages, Other Salaries and Wages-\$50,000. to Battalion Chief-\$10,000. and Overtime-\$40,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-z.

Resolution authorizing transfer of funds from Fire Department, Salaries and Wages (Other Pay), Change of Rate-\$10,000. to Other Expenses, Communication Equipment-\$10,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ba.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Other Expenses-\$25,000. to Materials and Supplies-\$25,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bb.

Resolution transferring Housing and Community Development Act, Third and Fourth Year Funds, from Salaries and Wages, Other Expenses, to H.C.D.A. IV, Indirect Cost Projects, Other Expenses. (\$55,353.14)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bc.

Resolution transferring Housing and Community Development Act Third Year Funds from Salaries and Wages, Other Expenses to H.C.D.A. IV, Indirect Cost Projects. (\$6,649.46)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bd.

Resolution authorizing solicitation of sealed bids for leasing of 37 Rankin Street, 343-45 S. 9th Street, 345½ S. 9th Street, 349 S. 9th Street, 351 S. 9th Street and 353 S. 9th Street; on December 27, 1983, at 10:00 a.m., 32 Green Street, 4th Floor; pursuant to N.J.S.A. 40A:12-14(a), per attached Schedule C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-be.

Resolution authorizing solicitation of sealed bids for leasing of 45 William Street, 47-51 William Street, 53 William Street, 306-308 Washington Street, 109 Camden Street, 111 Camden Street and 604 Bergen Street; on December 27, 1983, at 11:00 a.m., 32 Green Street, 4th Floor; pursuant to N.J.S.A. 40A:12-14(a), per attached Schedule C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bf.

Resolution authorizing solicitation of sealed bids for leasing of 640-44 S. 19th Street, 1084 Broad Street, 188 First Street, 110 Camden Street, 108 Camden Street, 692-94 No. 6th Street, 17 Livingston Street and 201 Charlton Street; on December 27, 1983, at 12:00 Noon, 32 Green Street, 4th Floor, pursuant to N.J.S.A. 40A:12-14(a), per attached Schedule C.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bq.

Resolution authorizing Director of Finance to issue check in amount set forth on attached Schedule "A" to individual listed therein, returning overpayment paid to City of Newark for purchase of City-owned property. (Joyce Lee, for property 399-401 Chadwick Avenue, Block 3594, Lot 61,62 - \$47.39)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bh.

Resolution transferring benefits and burdens of Financial Tax Abatement Agreement with RAR Urban Renewal Corporation, approved by Resolution 7-R-eb, December 30, 1980, to RAR Urban Renewal Company, a limited partnership; further that all annual service charge due and owing to the City be paid in full with accrued interest, if any, that all unpaid real estate taxes due on lands (Block 2022, Lot 29) on which project is located, be paid in full with accrued interest, if any; that sum of \$750. be paid to City, determined by Corporation Counsel, to be a reasonable charge for legal services, related to the review, preparation and/or submission of papers to Council for action on requested assignment; pursuant to N.J.S.A. 40:55C-66.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the Acting City Clerk to invite Corporation Counsel Teare, Messrs. Gerald Rubin, Anthony Romano and Joseph Aramanda to the pre-meeting conference, December 20, 1983 was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bi.

Resolution voiding agreement to sell City-owned property known as 766 South 20th Street, Block 367, Lot 44, authorized by Resolution 7-R-bo, February 16, 1983, for failing to close title within 90 day period allowed or within extension time period granted by Law Department; further that deposit is now declared forfeited to City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bj.

Resolution rejecting bid of Jean Burwell, for property 374-76 University Avenue, Block 73, Lot 4 and Solomon Darius, for property 225 Camden Street, Block 273, Lot 19; bidders did not conform with condition of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bk.

Resolution authorizing Director of Finance to issue checks to Dean Wilson and Michael L. Prigoff, Esqs., in the amount of \$20,534.13, and to the Police and Firemen's Retirement System of New Jersey, in amount of \$11,465.87, in settlement of claims in the matter of United States of America vs. State of New Jersey, et. als, Civil Action Nos. 950-73, 77-2054, 79-184 and in Dean Wilson v. City of Newark, OAL Docket No. CSV 08639-82.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bl.

Resolution authorizing Director of Finance to issue checks in the following amounts, pursuant to provisions of the order entered by the Honorable H. Lee Sarokin, on January 12, 1982, in the matter of United States of America vs. State of New Jersey, et. als, Civil Action Nos. 950-73, 77-2054, 79-184; Charles Bishop-\$29,209.; Robert Brown-\$24,088.; William Busby-\$54,202.; Grady Cobbs-\$14,080.; Ruben Contreras-\$26,679.; Larry Douglas-\$16,212.; Anthony Garcia-\$6,451.; Milton Medina-\$18,511.; John Reynolds-\$34,728.; Stephen Roberts-\$33,938.; George Stephenson-\$62,029.; William Wallace-\$9,802.; Police and Firemen's Retirement System of New Jersey-\$63,241.37.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bm.

Resolution authorizing transfer of funds from Department of Administration, Office of the Business Administrator, Other Salaries and Wages-\$20,000., Office of Real Property, Other Salaries and Wages-\$20,000., Director's Office, Real Property - \$30,000., Department of Law, Other Salaries and Wages - \$115,000., Department of Finance, Division of Accounts and Control, Other Salaries and Wages - \$20,000., Division of Revenue Collections, Other Salaries and Wages - \$30,000., Department of Recreation and Parks, Office of the Director, Other Salaries and Wages - \$15,000. to Department of Administration, Division of Personnel, Miscellaneous, Employee Fringe Benefits - \$250,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

7-R-bn.

Resolution authorizing transfer of funds from Department of Administration, Division of Real Property, Other Expenses, Services by Contract or Agreement-\$50,000., Materials and Supplies-\$150,000., Department of Police, Services by Contract or Agreement-\$25,000., Materials and Supplies-\$175,000., Department of Finance, Division of Data Processing, Miscellaneous-\$100,000., Department of Health and Welfare, Division of Health, Other Salaries and Wages-\$125,000., Division of Welfare, Other Salaries and Wages-\$25,000. to Judgments-\$650,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

At a later time in the meeting, Councilman Carrino requested to have his vote recorded as **not** voting.

A motion to adopt the resolution was made by Councilman James, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

Not Voting: Councilman Carrino.

7-R-bo.

Resolution authorizing transfer of funds from Department of Water Utility, Division of Water Supply, Salaries and Wages, Other Salaries and Wages-\$75,000., to Other Pay, Overtime-\$70,000., Change of Rate-\$5,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on this resolution and directing the Acting City Clerk to invite Assistant Business Administrator Banker, Engineering Director Zach, Budget Officer Waddell and Water/Sewer Utility Manager Berardinelli to the pre-meeting conference, December 20, 1983 was made by Councilman Tucker, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bp.

Resolution authorizing transfer of funds from Department of Mayor's Office and Agencies, Division of Municipal Courts, Salaries and Wages, Other Salaries and Wages-\$80,000., Department of Recreation and Parks, Other Salaries and Wages-\$20,000., Department of General Services, Division of Motors, Other Salaries and Wages-\$60,000., Department of Health and Welfare, Division of Welfare, Other Salaries and Wages-\$50,000., Division of Inspections, Other Salaries and Wages-\$50,000., Department of Engineering, Division of Sanitation, Miscellaneous-\$30,000., Division of Traffic and Signals, Service by Contract or Agreement-\$30,000. to Department of General Services, Division of Motors, Service by Contract or Agreement-\$120,000., Materials and Supplies-\$200,000., totalling \$320,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Tucker, Villani, President Grant.

No: Councilman Martinez.

7-R-bq.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Salaries and Wages, Other Salaries and Wages - \$24,600. to Other Pay, Overtime - \$24,000., Service by Contract or Agreement - \$600., totalling \$24,600.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-br.

Resolution authorizing transfer of funds from Office of the Municipal Council, Personnel Salary and Wages, Evaluation Specialist Title Code: 154940-\$7,000. to Other Expenses, Equipment, Office Equipment-\$7,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-bs.

Resolution authorizing transfer of funds from Office of the Municipal Council, Personnel Salary and Wages, Evaluation Specialist, Title Code: 154940-\$2,792. to Other Pay, Overtime-\$2,792.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Payne, Tucker, Villani, President Grant.

Not Voting: Councilmen Carrino, James, Rice.

7-R-bt.

Resolution authorizing the appointment of legal counsel to represent the Newark Municipal Council in the matter of Treat Caterers, Inc. vs. Kenneth A. Gibson, etc., et. al.

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Payne, Rice, Tucker, Villani, President Grant.

No: Councilmen Carrino, James, Martinez.

7-R-bu.

(A.S.)

Resolution recognizing and commending "The Joint Connection," a Newark based non-profit organization dedicated to strengthening family relationships for criminal justice system offenders.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bv.

(A.S.)

Resolution recognizing Mr. John Lonero, longtime Newark resident and founder of the Laminating Corporation of America.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

December 7, 1983

7-R-bw.
(A.S.)

Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Services by Contract or Agreement, Conferences, Outside the City - \$2,200.; Materials and Supplies, Fuel and Lubricants, Gasoline - \$1,100.; Equipment, Office Equipment - \$565. totalling \$3,865. to Communications, Postage - \$3,565.; Local Conferences - \$300. totalling \$3,865.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

7-R-bx.
(A.S.)

Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Service by Contract or Agreement, Conferences, Outside the City - \$500. to Salaries and Wages, Overtime - \$500.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

At a later time in the meeting, Councilman Carrino requested to have his vote recorded in the affirmative.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-by.
(A.S.)

Resolution recognizing and commending Newark Nest 104 of the Polish Falcons of America on its 75th Anniversary as a major force for cultural preservation and civic betterment.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-bz.
(A.S.)

Resolution recognizing and saluting Miss Vanessa Williams on her selection as Miss America for 1983, and thereby becoming the first black American to be crowned Miss America.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ca.
(A.S.)

Resolution recognizing and commending all Newark Firefighters who voluntarily gave up their vacation time to provide adequate fire protection for the City of Newark at least until the end of 1983.

035

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cb.
(A.S.)

Resolution recognizing and commending Councilman Donald Tucker on his election to the Board of Directors of the National League of Cities at its recent convention in New Orleans.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cc.
(A.S.)

Emergency resolution appropriating \$15,000.; City Clerk and Municipal Council, Municipal Council, Service by Contract or Agreement, Professional Consultant and Services; said emergency funds shall be provided in 1984 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cd.
(A.S.)

Resolution authorizing Director of Finance to enter into a contract awarded to First National State Bank, Newark, New Jersey, a bank, for services in connection with the registration and issuance of bonds pursuant to Chapter 243, Laws of 1983 and the attached proposal.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-ce.
(A.S.)

Resolution authorizing Director of Finance to execute Bargain and Sale Deeds, subject to the conditions of Resolution 7-R-bo (A.S.), November 2, 1983, approved as to form by Corporation Counsel for properties listed on annexed Exhibit A, totaling \$28,300., being highest bidders. (171 Elizabeth Avenue, 868 South 19th Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-R-cf.
(A.S.) Resolution approving proposed Deferred Compensation Plan; further authorizing Director of Finance, as Plan Administrator to enter into one-year Service Agreement with H.C. Copeland Administrative Services, Inc., for the implementation and administration of the program, consistent with terms of said agreement; authorized by Resolution 7-R-a, May 18, 1983. (Contract awarded without competitive bidding an an "Extraordinary, Unspecifiable Service"; pursuant to N.J.S.A. 40A:11-5 (1) (a) (ii) and (m)).

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(At this time the Municipal Council adopted Ordinance 6-S & F-u, see page 35 in the minutes of this meeting for further information)

7-R-cg.
(A.S.) Resolution by the Newark Municipal Council appointing Robert P. Marasco Deputy City Clerk of the City of Newark, New Jersey, for a term of five (5) years commencing on the effective date of Ordinance 6-S & F-u, December 7, 1983, pursuant to the Revised Ordinance(s) of the City of Newark, New Jersey, 1966, as amended and supplemented.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Tucker, Villani, President Grant.

No: Councilmen James, Payne.

Councilman Branch raised questions concerning the portraits in the Council Chambers. He was interested in the names and dates of service which appeared on the frames of each portrait.

The Acting City Clerk stated he would forward information to Councilman Branch concerning the portraits.

MOTIONS.

7-M-a. A motion urging Governor Thomas Kean to include the 7% increase in public assistance payments approved by both the Assembly and Senate Appropriations Committee in the 1984 Budget for the State; said increase carries the support of large community groups throughout the State for the first increase in over five years for the great number of welfare recipients in the City of Newark and the State of New Jersey, was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-b. A motion commending Dr. Marshall Brown for many years of service to Essex County College, was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

7-M-c. A motion requesting the City Clerk to draft communications to the Purchasing Office requesting their assistance by timely advertisement of goods for public auction, was made by Councilman Rice, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The Acting City Clerk presented Communication from Acting Business Administrator Banker, received November 21, 1983, enclosing proposed, "Ordinance authorizing the execution of a lease between Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$600. per month for a period of ten (10) months."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading and directing the Acting City Clerk to communicate with Health and Welfare Director Cherot requesting documentation denoting all payments made to Redeemer Lutheran Church for rental of space covering period July 15, 1982 through June 30, 1983 was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-b. The Acting City Clerk presented Communication from Business Administrator Hill, received November 28, 1983, enclosing proposed, "Ordinance establishing annual clothing allowance for employees represented by the Building Trades Bargaining Committee."

(Clothing allowance as per contract agreement-Fiscal Impact-1983- \$7,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Martinez, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 8-c. The Acting City Clerk presented Communication from Acting Business Administrator Banker, received November 28, 1983, enclosing proposed, "Ordinance to amend an Ordinance entitled, 'An Ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,'" (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Secretarial Assistant, Stenography and Secretarial Assistant, Typing, in the Department of Administration.

(Secretarial Assistant, Stenography
(35 Hours) 1/1/84 \$14,087.36 - \$16,489.10

Secretarial Assistant, Typing
(35 Hours) 1/1/84 14,087.36 - 16,489.10)

(Not covered by Civil Service Association, Essex Council #1 - Title change only by adding Typing and Stenography to existing title - No salary change)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-d.

The Acting City Clerk presented Communication from Acting Business Administrator Banker, received November 28, 1983, enclosing proposed, "Ordinance to amend an Ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Secretarial Assistant, Typing)

(Newark Human Rights Commission
Secretarial Assistant,
Typing (35 Hrs.) 1/1/84 \$14,087.36 - \$16,489.10)
(Not covered by Civil Service Association, Essex Council #1 - Title change
only by adding Typing to existing title - No salary change)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Branch, seconded by President Grant and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-e.

The Acting City Clerk presented Communication from Acting Business Administrator Banker, received November 28, 1983, enclosing proposed, "Ordinance to amend an Ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To entitle the Director of Department of Health and Welfare to longevity payments in accordance with Administrative Code)

(Director, Department of Health and
Welfare 1/1/82 \$44,669.28 - \$44,669.28)
(Adding longevity to present salary ordinance - No Fiscal Impact since longevity is not payable until after ten years of service)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

Not Voting: Councilman Carrino.

At a later time in the meeting after Item 9-e., Councilman Carrino requested to have his vote recorded in the affirmative.

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-f.
(A.S.)

The Acting City Clerk presented Proposed, "Ordinance to amend and supplement Title 17, Chapter 2, Section 4, (Curfew for Minors) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Tucker, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

8-g.
(A.S.)

The Acting City Clerk presented Proposed, "Ordinance exempting from taxation Block 2835, Lot 5, of the Pentecostal Church of Christ for the Years 1981, 1982 and 1983 in accordance with N.J.S.A. 54:4-3.6(c)." (76 Sussex Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this communication, see Ordinance 6-F-m, on page 6 in the minutes of this meeting)

- 8-h.
(A.S.) The Acting City Clerk presented Proposed, "Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented." (To provide for the awarding of medallions by the Municipal Council) 539

(For action on this communication, see Ordinance 6-F-n, on page 6 in the minutes of this meeting)

- 8-i.
(A.S.) The Acting City Clerk presented Proposed, "Ordinance to amend an ordinance entitled, 'An ordinance to amend Title 2, Chapter 5, Office of Real Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented,' by adding a new section. (Providing for the right of first refusal to contiguous property owner of unimproved property) as adopted October 20, 1982 (6-S & F-t) (To add a detailed definition of "Non-Developmental Property").
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this communication, see Ordinance 6-F-l, on page 6 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE CALENDAR.

- 9-a. Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 12, Chapter 4, Section 12:4-8, Chapter 6, Section 12:6-2 and 12:6-3; Chapter 8, Section 12:8-3 and Chapter 10, Section 12:10-1 to 12:10-8 of the Revised Ordinances of the City of Newark, New Jersey."
(Instituting license fees for Meat and Meat Products-\$10. Poultry killing and dressing establishment-\$10.; Ice-\$10.; Defining and establishing fees for specific establishments where food and medicines are sold-\$25.)
(Copy of ordinance and correspondence submitted to each Member of the Council)...

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-b. Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 6, Chapter 2, Section 6:2-22 of the Revised Ordinances of the City of Newark, New Jersey."
(Issuing permits and instituting fee of \$10. to establishments where other animals or fowl are sold)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

December 7, 1983

- 9-c. Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 8, Chapter 18, Section 4, of the Revised Ordinances of the City of Newark, New Jersey."
(Issuing license and instituting fee of \$25. for jobbers and vendors of processed meats, poultry and fish products from vehicles and stores)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-d. Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed, "Ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit disturbance of street surfaces for five (5) years."
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

- 9-e. Communication from Business Administrator Hill, received October 24, 1983, enclosing proposed, "Ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to increase the fees of the granting of permits and the posting of deposits."
(Street and/or Sidewalk Opening-\$75.00 - Street and/or Sidewalk Opening made by a Public Utility subject to State Board of Public Utilities-\$50.00)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the December 21, 1983 Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Tucker, Villani, President Grant.

(Councilman James excused himself from the meeting at 4:30 P.M.)

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

- 11-a. The Acting City Clerk reported the following Bingo and Raffle Licenses were issued from November 14, 1983 to November 29, 1983:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Beth David Jewish Center	8774 (AMEND)
Eastern Rite Mission of the Most Holy Redeemer of the State of New Jersey	8948 (AMEND)
Blessed Sacrament Holy Name Society	8973 (AMEND)
Congregation Ahavas Shalom	9039

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Old Time Athletes	8817
St. Demetrios Greek Orthodox Church	8819
St. Ann's P.T.A.	8966
Franklin School Advisory Council	8991
Sacred Heart Church Holy Name Society	9036
Rutgers Chen-School, Inc.	9037
Shamrock Friendship Club of St. Patrick's Pro-Cathedral	9038
Garden State Chapter of the Myasthenia Foundation, Inc.	9040
Beth David Jewish Center	9041
Essex and West Hudson Federation of Holy Name Society of Archdiocese of Newark, New Jersey	9042
Parents and Guardians Guild of St. Vincent Academy	9045
Newark Day Care Council	8984 (AMEND)

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

ADJOURNMENT.


12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
 Yes: Councilmen Branch, Carrino, Martinez, Payne, Rice, Tucker, Villani, President Grant.

The meeting adjourned at 4:40 P.M.

APPROVED:



 Archie Korngut
 Acting City Clerk



 Ralph T. Grant, Jr.
 President

012

Newark, New Jersey, December 7, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:20 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant, Acting City Clerk Archie Korngut, Acting Clerk of the Municipal Council, Sergeant McGuire, Sergeant-at-Arms.

Acting City Clerk Korngut read letter dated December 5, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Wednesday, December 7, 1983, at 12:00 Noon, or as soon thereafter as practical to consider the following legislation:

1. Ordinance to amend the rates for sewer service charges and further amending the basis on which such rates shall be calculated.
2. Ordinance to amend the rates for water services.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 5, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

A motion to consider Item 8-a(S) on Ordinances for First Reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Tucker, Villani, President Grant.
No: Councilman Rice.

6-F-a.(S) The Acting City Clerk read An ordinance to amend Title Twenty-Five, Chapter Three, Sections Four and Five, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented.
(Amend rates for water services)
(Copy of ordinance and correspondence submitted to each Member of the Council.)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Mayor Gibson to meet with the Council at their pre-meeting conference December 20, 1983 was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

A motion to consider Item 8-b (S) on Ordinances for First Reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

December 7, 1983 #2

December 7, 1983

6-F-b. (S) The Acting City Clerk read An ordinance to amend Title Twenty-One, Chapter Five, Section Three, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented. (To adjust sewer user charges)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the Acting City Clerk to invite Mayor Gibson to meet with the Council at their pre-meeting conference December 20, 1983 was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.


ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

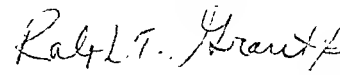
Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Tucker, Villani, President Grant.

This meeting adjourned at 1:22 P.M.

APPROVED:



Archie Korngut
Acting City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, December 13, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 2:00 P.M., Tuesday, December 13, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio read letter dated December 9, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, December 13, 1983, at 2:00 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution formally establishing the Affirmative Action Minority Business Enterprise Committee and granting subpoena power to said Committee.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 9, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 2:30 P.M., City Clerk D'Ascensio called the meeting to order and called the roll.

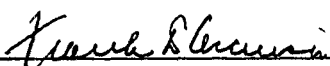
Present: President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

President Grant stated this meeting is adjourned until Thursday, December 15, 1983, at 1:00 P.M.

This meeting adjourned at 2:35 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

Newark, New Jersey, December 14, 1983

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December 14, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 12:57 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen James, Martinez, Payne, Tucker, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated December 9, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Wednesday, December 14, 1983, at 12:00 Noon, or as soon thereafter as practical to consider the following legislation:

Resolution accepting lowest responsible bid on General Obligation Bonds sale in the amount of \$19,093,000. (Request approval of First National State Bank as registration agent)

Resolution authorizing the acceptance of lowest responsible bid of Chapter 74 School Bonds in the amount of \$520,000. (Request approval of First National State Bank as the registration agent)

Reconsideration of Ordinances 6-F-a(S) and 6-F-b(S) deferred at December 7, 1983 meeting.

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition the notice of this meeting was similarly disseminated on December 9, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

6-F-a.(S) The City Clerk read An ordinance to amend Title Twenty-Five, Chapter Three, Sections Four and Five, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented.

(Amends rates for water services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

President Grant requested Assistant Business Administrator Banker to explain the ordinances.

Assistant Business Administrator Banker said the two ordinances before the Council affect all of the users of Newark's retail water and all of the users of the Newark Sewer System regardless of volume. The sewer ordinance establishes a new basis on which people will be billed. Large scale users of which there are approximately 800 in the City would receive a direct bill through the City of Newark but originating from Passaic Valley Sewerage Commission that would reflect the cost of treatment of their volume biochemical oxygen demand and suspended solids. All other users, which is about 37,000 users would continue to be billed on the same basis as they are currently. For the 37,000 the ordinance would lower their sewer rate from \$10.50 per thousand cubic feet to \$7.50 per thousand cubic feet. For the larger users they would receive a bill from the City at a rate of \$5.50 per thousand plus the direct bill from Passaic Valley which would on average be equivalent to an additional \$4.50 per thousand, so their effective

December 14, 1983

rate for those 800 large users on the average would \$10. per thousand. The water rate ordinance adjusts the rates charged for retail water consumption two ways. It lowers the minimum charge for water which is the charge on people using 500 cubic feet per quarter. It lowers that from \$13.71 to \$10.37. For all other aspects of the water rate the rates will be uniformly increased by \$1.55 per thousand. Taken together the net effect in terms of the bottom line of the bill, is that everyone using the City's water, except for those 800 largest users will receive a rate reduction overall, combination of water and sewer. For those 800 large users the size of the bill and the effect on them will vary on a case by case basis depending on how much BOD and suspended solids they actually put into the waste. For example, Budweiser and Pabst are very large generators of BOD. As a result, the combination of these two ordinances will have an effect in increasing their bills fairly significantly. Other large users will not suffer that because they don't have as much BOD and suspended solids in their waste drains.

Assistant Business Administrator Banker continued that these ordinances do address a series of criticism brought against the City, both publicly and through litigation regarding the method by which they have charged sewer fees historically. They basically resolve the issues which were brought in the case regarding their charges for infiltration and inflow and uncollected debts and at the same time the water ordinance addresses other criticism again including litigation that are brought against the City for the construction of a treatment plant and the quality of their water. Administration highly recommends that that these two ordinances is a way to solve five or six major considerations that have been brought repeatedly to this Council and heretofore have not been fully addressed.

Assistant Business Administrator Banker added that the water ordinance also raises the charges for high pressure lines to retail customers to a uniform percentage from the current amount and the uniform percentage is the equivalent percentage to what the rest of the rates are going up.

Councilman James indicated he appreciates all the remarks made by Assistant Business Administrator Banker. He is quite certain that Pabst, one of the large users had a meeting today and they are requesting to address the Council to at least give them feedback. He thought it would be interesting for them to make a presentation because he thinks on one occasion they were ready to close the plant and leave the area and it took some leadership of our City and other local officials to talk with them to have them remain in the City. He hoped that this matter, with only five Members being present, could be deferred and perhaps have this matter discussed again. He makes this suggestion with an open mind, no commitment. He felt any and all feedback is important.

Assistant Business Administrator Banker said just in regard to timing these ordinances have been presented and special meetings called because these ordinances will impact on the 1984 Budget and Administration's concern is that this action be brought to consummation so that they can be in effect January 1st.

Councilman Martinez questioned if this is voted on affirmatively today on first reading, they will not receive the Budget until January 15th. Does this mean that if they do not vote on this there will be increase in water and sewer charges in the Budget from January to April?

Business Administrator Banker replied in the affirmative. Administration's position is that the changes they are recommending now are the only changes that will be required in the Calendar Year 1984.

President Grant asked whether Business Administrator Banker can get the Mayor, the Business Administrator to address such piece of correspondence to the Council. He thinks the history has been that when they agreed on something along the lines certain emergencies arise which dictate something else.

Business Administrator Banker replied he would be happy to get that letter officially transmitted to the Council from Administration saying that they agree that they would not seek other increases during the course of the Calendar Year.

Councilman Martinez pointed out he has had conversation with Budweiser and Pabst is also another brewery in the City of Newark seeking the same problem or remedy with this. Budweiser has indicated to him that starting in 1985 they will move a great portion of their operation to New Orleans. It will go through New Orleans by Texas to the Caribbean because of what is occurring in Newark with the water rates. On one hand we say we are going to take the residential user and decrease it and give the industrial user who uses more quantity and charge him for what he uses then

we are going to lose the payroll tax, lose he believes 200 jobs in Newark. Is this going to be offset? Are we gaining by this or are we penalizing people, employment, etc?

Assistant Business Administrator Banker replied Administration has met with representatives not only of Budweiser, Pabst but the industrial committee of the Chamber of Commerce a couple of times in recent weeks and many times during the last two years on the question of water and sewer rates. He certainly wouldn't speak for the management of Pabst and Budweiser. Both companies were represented in the Mayor's Blue Ribbon Task Force on the sewer rates and those representatives concurred in recommendation of that Committee which were to accomplish several things. One was to improve collections in the sewer and water utility by aggressively going out after those who didn't pay, including the Housing Authority. They also advocated the question of infiltration and inflow, rain water and stuff that comes through the cracks. They also requested the City undertake whatever steps were necessary in order to try to minimize Passaic Valley's cost and they have followed everyone of those recommendations. They will not be charged for rain water and water coming through cracks and will only be paying for the waste actually generated in any given location. In regards to collections, the sewer system and water system combined in 1982 had an overall collection rate of 75%. As a result of litigation, negotiation and some aggressive things that collection rate for 1983 will be 90%. The City cooperated with other municipalities and the Chamber of Commerce in conduct of an audit of Passaic Valley of their entire operation. That audit has been a significant factor in Passaic Valley's Budget this year which will actually be significantly lower in total than it was last year. What they have done from the Administration's standpoint is to maintain constant communication with the large users and afford them the opportunity to be heard as to their views on the situation. Frankly he thinks they have done a yeomans job of trying to comply with each of those concerns.

Councilman Martinez said that Assistant Business Administrator Banker is saying that large industrial users will not be charged for rainfall, etc. Who is going to pay for it?

Assistant Business Administrator Banker replied what he said is that cost is not part of the sewer rate at all. All costs in the City if they are not absorbed by any specific revenue, effectively become part of the property tax. In this case increased collection activity they had in 1983 will offset much of the theoretical loss of not charging in the sewer rate so that not the full extent of that cost will actually be reflected on the property tax increase.

Councilman Martinez said if they use a million gallons of water a day that goes through the system, Newark has to pay for a million gallons of water usage. How do they say Budweiser only used 20 gallons or 30 gallons and the City used the balance?

Assistant Business Administrator Banker replied they know the total amount Passaic Valley has metered as coming into their plant. They also know the total amount they have billed as result of water consumption to every user in Newark. The difference between those two figures is the volume that originated from some source other than residential or industrial site. More specifically it arose from rainfall, leakage into the pipes, whatever. They can isolate in total what that amount is although he couldn't or anyone else tell them specifically what contributed what portion to it.

Councilman Martinez said that Budweiser had said to him although they may run off a million gallons of water from their tap, they don't send it through their sewer system because they put it into bottles. Therefore we are not going to penalize them. He indicated he has had conversation with Senator Lautenberg on the whole issue of sewer charges. It is obvious the City of Newark and all of the people that use Passaic Valley Sewerage are penalized by a Water Filtration Plant, such as Passaic Valley. While they continue to clean up their water, New York City keeps dumping into it and pays no cost.

Councilman Payne said he kind of agrees that somebody has to pay the bill and certainly it would be unfair to give a disproportion amount to one. He is totally opposed to the residents sharing any more increases in the cost of water and sewer. In his opinion he thinks it is absurd to feel that Budweiser and Pabst will pull up their facilities and move out because there has been some increase in their cost of water. He doesn't think they should take advantage and heavily burden them disproportionately. He reiterated he is totally opposed to any increase to residents. He supports this proposal that if there is a slight decrease for the residents then perhaps that will improve the rate of collection and perhaps people will pay more timely. He noted Budweiser will be building additional parts to their facility and the threat is always there. He would rather pass the increase to them and they can pass it on to the "drinkers".

Councilman Tucker said that Assistant Business Administrator stated this is going to have impact on the Infiltration Plant and questioned how?

Assistant Business Administrator Banker replied the effect is on the problem of infiltration. The effect is on the criticism that was raised in litigation by charging on the basis of volume for what effectively was the cost of rain water and infiltration. They were penalizing the largest water users by making them pay not only for what they use but disproportionate share of what came from "heaven". What this restructure does is take that out of the rate structure so no longer will infiltration and inflow be a cost borne on the basis of volume. It will be a cost borne on the ad valorem property tax. For the largest class of users, using 500 to 10,000 cubic feet of water, which encompasses virtually all for the residential properties, the average change, assuming they continue to use the same volume, will be an 11 3/4% reduction in their bill. Overall, billings for all groups would actually be down compared to what they actually billed this year. However, the amount of money that would be generated is going to be significantly greater than the level they anticipated in this year because of the improved collection. Some of what is happening here is really not a shifting of burden per se, but rather a recognition that they genuinely improve their performance in collecting and are taking advantage of that to try to provide some relief.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Payne and failed of adoption by the following votes:

Yes: Martinez, Payne, President Grant.

No: Councilman James, Tucker.

Councilman James, through the Chair, requested the City Clerk to invite representatives from Budweiser and Pabst to meet with the Council at their pre-meeting conference December 20, 1983.

6-F-b.(S). The City Clerk read An ordinance to amend Title Twenty-one, Chapter Five, Section Three of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented. (To adjust sewer charges)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Payne, seconded by President Grant and failed of adoption by the following votes:

Yes: Councilmen Martinez, Payne, President Grant.

No: Councilmen James, Tucker.

RESOLUTIONS.

7-R-a.(S) Resolution making award of \$19,093,000. of School Qualified Bonds of the City of Newark, in the County of Essex, New Jersey. (Chase Manhattan Bank)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Finance Jones, Mr. John Frohling of Frohling and Hanley met with the Council December 13, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman James and declared adopted by President Grant by the following votes:

Yes: Councilmen James, Martinez, Payne, Tucker, President Grant.

December 14, 1983

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7-R-b.(S) Resolution making award of \$520,000. of Chapter 74 School Bonds of the City of Newark, in the County of Essex, New Jersey. (First National State Bank of Newark, N.J.)

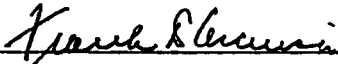
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Finance Jones and Mr. John Frohling of Frohling and Hanley met with the Council December 13, 1983)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen James, Martinez, Payne, Tucker, President Grant.

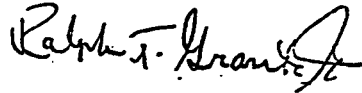
ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen James, Martinez, Payne, Tucker, President Grant.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, December 15, 1983

050

An adjourned meeting of December 13, 1983 of a special meeting of the Municipal Council of the City of Newark, New Jersey, was adjourned to 1:00 P.M., Thursday, December 15, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio read letter dated December 9, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, December 13, 1983, at 2:00 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution formally establishing the Affirmative Action Minority Business Enterprise Committee and granting subpoena power to said Committee.

At 3:30 P.M., City Clerk D'Ascensio called the meeting to order and called the roll.

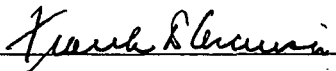
Present: City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum.' Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day."

City Clerk D'Ascensio stated this meeting is adjourned until Friday, December 16, 1983, at 1:00 P.M.

This meeting adjourned at 3:32 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

December 15, 1983 #1

Newark, New Jersey, December 15, 1983

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for 3:30 P.M., Thursday, December 15, 1983, in the Council Chamber, City Hall, Newark, New Jersey.

City Clerk D'Ascensio read letter dated December 13, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Thursday, December 15, 1983, at 3:30 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution transferring financial Tax Abatement Agreement to
Lehman-Newark Urban Renewal Investors. Original Tax Abatement
Agreement authorized by 7-R-be adopted March 1, 1978.

City Clerk D'Ascensio stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 13, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At 3:33 P.M., City Clerk D'Ascensio called the meeting to order and called the roll.

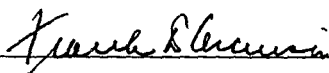
Present: City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the City shall constitute a quorum. Should no quorum attend when 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day."

City Clerk D'Ascensio stated this meeting is adjourned until Friday, December 16, 1983, at 1:00 P.M.

This meeting adjourned at 3:35 P.M.

APPROVED:



Frank D'Ascensio
City Clerk

December 15, 1983 #2

Newark, New Jersey, December 16, 1983

050

An adjourned meeting of a special meeting of December 15, 1983 of the Municipal Council of the City of Newark, New Jersey, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 1:00 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Martinez, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated December 13, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Thursday, December 15, 1983, at 3:30 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution transferring financial Tax Abatement Agreement to Lehman-Newark Urban Renewal Investors. Original Tax Abatement Agreement authorized by 7-R-be adopted March 1, 1978.

RESOLUTIONS.

7-R-a. (S-1) Resolution consenting to transference of said Financial (Tax Abatement) Agreement authorized by Municipal Council March 1, 1978, 7-R-be, to Lehman-Newark Urban Renewal Investors, a New Jersey Urban Limited Partnership organized under the provisions of the Urban Renewal Corporation and Association Law of 1961 (N.J.S.A. 40:55C-40 et. seq.) together with the intervening transfer to Park Plaza Urban Renewal Corporation, provided, however, that if the sale herein contemplated shall not be consummated, the owner of the project will be R.T. Urban or, if R.T. Urban is liquidated, Park Plaza Urban Renewal Corporation, and this approval shall be limited to the transfer to Park Plaza Urban Renewal Corporation if the project is transferred to Park Plaza Urban Renewal Corporation.
(Copy of resolution and correspondence submitted to each Member of the Council)

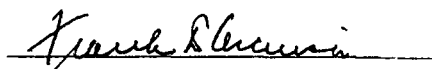
A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

ADJOURNMENT.

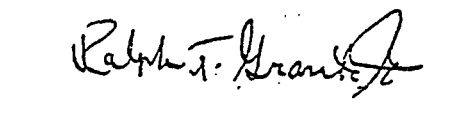
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, Martinez, Tucker, Villani, President Grant.

This meeting adjourned at 1:02 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

December 16, 1983 #1

Newark, New Jersey, December 16, 1983

353

The adjourned meetings of December 13, 1983 and December 15, 1983 of special meetings of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:03 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani,
President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated December 9, 1983, from Council President Ralph T. Grant, Jr., calling a special meeting of the Municipal Council for Tuesday, December 13, 1983, at 2:00 P.M., or as soon thereafter as practical to consider the following legislation:

Resolution formally establishing the Affirmative Action Minority Business Enterprise Committee and granting subpoena power to said Committee.

RESOLUTIONS.

7-R-a. (S-2) Resolution creating an "Affirmative Action Minority Business Enterprise Committee"; said Committee to consist of Councilmen Sharpe James, Marie L. Villani and Donald Tucker, Chairman; further said Committee to have the power to issue subpoenas.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani,
President Grant.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

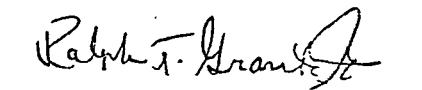
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani,
President Grant.

This meeting adjourned at 1:05 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:06 P.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant, City Clerk Frank D'Ascensio, Clerk of the Municipal Council.

City Clerk D'Ascensio read letter dated December 14, 1983, from His Honor, Mayor Kenneth A. Gibson, calling a special meeting of the Municipal Council for Friday, December 16, 1983, at 1:00 P.M., or as soon thereafter as practical to consider the following legislation:

Reconsideration of Ordinances 6-F-a and 6-F-b (both items failed of adoption at the December 14, 1983 Special Meeting)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 14, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received the schedule and agenda as required by law."

ORDINANCES ON FIRST READING.

President Grant called for ordinances on First Reading.

6-F-a. (S-3) The City Clerk read An ordinance to amend Title Twenty-One, Chapter Five, Section Three, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented. (To adjust sewer user charges)
(Copy of ordinance and correspondence submitted to each Member of the Council)

Assistant Business Administrator Banker explained the Mayor has submitted a substitute ordinance for that which was originally submitted on the sewer rate. The substitute ordinance takes exactly the same form which was previously submitted. However, it affords even greater rate reduction than the original. They had proposed a rate of \$7.50 per thousand cubic feet for residential customers and are now proposing \$6.70. They also proposed \$5.50 per thousand for industrial, direct bill customers, and now are proposing a rate of \$5.10 per thousand. These reductions have been made possible as result of the Passaic Valley Sewerage Commission providing them with final specific data on their 1984 Budget request. Their 1984 Budget will go up by 5.7% but the City of Newark's share will drop from about 44.9% of the whole to slightly over 38% which effectively means \$3 million less the City will pay as had been projected previously. In passing along that savings they were able to afford the greater rate relief that he mentioned previously.

Councilman Carrino said given an average scenario of a homeowner today, would that translate into an increased water bill and a decreased sewer bill and would the net result be a decrease?

Assistant Business Administrator Banker replied for the normal homeowner which uses between 500 cubic feet and 10,000 cubic feet, the average of that bracket will be an increase in their water bill of 3.6% and a decrease of 36% in their sewer bill. It will be a 15.4% overall decrease in their net bill which amounts to just less than \$15. a quarter or \$60. a year. He said the letter that Council requested on Administration's position as to whether or not there would be further adjustments, included in the Mayor's recommendation of the substitute ordinance, is written affirmation, that if this package is adopted Administration will not seek any further rate adjustments affecting Fiscal Year 1984.

December 16, 1983

Councilman Branch questioned it will cost \$60. a year more.

Assistant Business Administrator Banker replied it will be \$60. less. The average bill for people in that category is about \$80. a quarter. On average they were paying \$320. a year combined for water and sewer. On average that will drop \$60.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

No: Councilman Tucker.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at the Year End Meeting on December 29, 1983.

After Ordinance 6-F-b(S-3), Councilman James requested to change his vote from the affirmative to the negative.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.

No: Councilmen James, Tucker.

President Grant: The yeses are six and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at the Year End Meeting on December 29, 1983.

6-F-b. (S-3) The City Clerk read An ordinance to amend Title Twenty-Five, Chapter Three, Sections Four and Five, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented.

(Amends rates for water services)

(Copy of ordinance and correspondence submitted to each Member of the Council)

Assistant Business Administrator Banker stated the water ordinance before the Council addresses the bulk of their water charges, namely, residential use and high pressure use. There is a schedule of other miscellaneous charges, such as fire line charges, etc. that were inadvertently omitted. They will be submitting a separate ordinance to deal with that. It is simply to complete the overall change in the water system.

A motion to adopt the ordinance on first reading, was made by President Grant, seconded by Councilman Martinez.

Councilman James said the question posed by Councilman Carrino dealt with the individual homeowners, whether there would be a net savings and Assistant Business Administrator Banker indicated that with the increase of water rates and the decrease in sewer rate there would be an overall 15.6% reduction. He questioned what about the larger users like Pabst? What overall increase or decrease would they receive?

Assistant Business Administrator Banker replied the largest users comprise something less than 200 accounts in the City. They will be affected not only by the change of rate but the change of direct billing of Passaic Valley. On the average the largest users will pay 4-3/4% more overall than they are paying now. However, the individual cases will vary widely because the real change in their cost will result from the effects of the direct bill in their sewerage for volume BOD and suspended solids.

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December 16, 1983

Councilman James said if they had invited Pabst to come in on Tuesday, wouldn't it then be after the fact if they act upon this today?

Assistant Business Administrator Banker replied this action is on first reading and doesn't bring to finality any consideration of the ordinance.

The motion to adopt the ordinance on first reading was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

No: Councilmen Tucker.

President Grant: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at the Year End Meeting on December 29, 1983.

Councilman James requested to change his vote from the affirmative to the negative.

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Payne, Villani, President Grant.

No: Councilmen James, Tucker.

President Grant: The yeses are six and the noes are two. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at the Year End Meeting on December 29, 1983.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

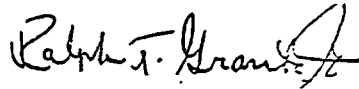
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

This meeting adjourned at 1:15 P.M.

APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President

Newark, New Jersey, December 21, 1983

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A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The prayer was offered by Councilwoman Marie L. Villani.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant, Frank D'Ascensio, Clerk of the Municipal Council, Assistant Corporation Counsel Lucille Cammarata, Sergeant Mitchell McGuire, Detective DeRogatis and Captain Lupree, Sergeants-At-Arms.

(Councilmen James and Payne arrived at 8:45 P.M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 14, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to permit cameras on the first floor of the Council Chamber during this meeting was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

Councilman Carrino queried if this was going to be a regular procedure for future Council meetings. He said if it was, perhaps it would be in order to make this a standard procedure just for Connections Communications Corporation. the public access channel, yet still keep the ordinance in effect.

President Grant responded that this matter will have to be discussed at a special conference where all details will be worked out in order to come to a final determination and conclusion in the best interest of everyone concerned.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Copy of Minutes of Meeting of Second River Joint Meeting held September 21, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

4-b The City Clerk presented Copy of Minutes of the Regular Public Meeting of the Passaic Valley Sewerage Commissioners held October 13, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

December 21, 1983

December 21, 1983

- 4-c. The City Clerk presented Copy of Minutes of Meeting of the Board of Adjustment held November 9, 1983.
(Copy submitted to each Member of the Council)

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Branch and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-Ramapo/Filtration Plant, held October 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 4-e. The City Clerk presented Copy of Minutes of Reconvened Meeting of October 26, 1983, of the North Jersey District Water Supply Commission, Wanaque-Ramapo/Filtration Plan, held November 9, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Carrino and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 4-f. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South held October 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 4-g. The City Clerk presented Copy of Minutes of Reconvened Meeting of October 26, 1983, of the North Jersey District Water Supply Commission, Wanaque-South, held November 9, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 4-h. The City Clerk presented Copy of Minutes of Meeting of the Board of Trustees of the Newark Public Library, held October 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 4-i. The City Clerk presented Copy of Minutes of Private Meeting of the Board of Trustees of the Newark Public Library, held October 26, 1983.

A motion that the Copy of Minutes be received was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

December 21, 1983

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4-j.

The City Clerk presented Reports of Contracts Awarded, recommended by Purchasing Agent and approved by Business Administrator, for the month of November, 1983.

A motion to approve Report of Contracts Awarded as recommended by the Purchasing Agent and approved by Business Administrator be received and placed on file was made by Councilman Rice, seconded by Councilman Martinez and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

4-k.

The City Clerk presented Report on Examination of Accounts for the year 1982, submitted by Samuel Klein and Company, Certified by Public Accountants.
(Copy submitted to each Member of the Council)

A Motion that the Report be received and Staff Study be made thereon to the Council was made by Councilman Carrino, seconded by President Grant and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

4-l.

The City Clerk presented Report of Automatic Data Processing (A.D.P.) generated print out reflecting rental activity of City-owned Property for month of November, 1983, submitted by Mr. Otto S. Roquemore, Manager, City-owned property.

A motion that the Report be received and placed on file was made by Councilman Rice, seconded by Councilwoman Villani and adopted by the following votes:
Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

At this time President Grant stated that he wanted to have placed in the minutes of this meeting a correspondence from Councilman Donald Tucker who asked to have this letter read into the minutes, that the reason for his absence this evening is because of the death of a family member and the fact he had to travel out of town.

President Grant noted he believed this is the first regularly scheduled meeting that Councilman Tucker has missed and he regrets not being here.



DONALD TUCKER
COUNCILMAN-AT-LARGE
NEWARK, N. J. 07102

CITY HALL OFFICE
733-6427

December 21, 1983

Hon. Ralph T. Grant, Jr.
President
Newark Municipal Council
Newark, New Jersey

Dear Mr. President

Please be advised that due to a death in my immediate family, I will be unable to attend the Municipal Council's regular meeting of December 21, 1983 at 8:00 P.M. I also request that either you or the City Clerk read this letter into the record to be a part of the December 21st published minutes.

December 21, 1983

Thank you for your consideration.

Sincerely,

Donald Tucker

Donald Tucker
Councilman-at-Large

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending and supplementing Title 15, Housing; Chapter 9B, Rent Control; Rent Control Board, Sections 4, 6, 7, 8, 9(H), 11 and 17 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

6-F-b.

The City Clerk read An ordinance authorizing the execution of a lease between Redeemer Lutheran Church, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 664 Broadway, Block 731, Lot 1, for the sum of \$600. per month for a period of ten (10) months.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

6-F-c.

The City Clerk read An ordinance establishing annual clothing allowance for employees represented by the Building Trades Bargaining Committee.

(Clothing allowance as per contract agreement-Fiscal Impact-1983-\$7,500.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

December 21, 1983

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6-F-d.

The City Clerk read An Ordinance to amend an Ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Secretarial Assistant, Stenography and Secretarial Assistant, Typing, in the Department of Administration)

(Secretarial Assistant,
Stenography (35 Hrs.) 1/1/84 \$14,087.36 - \$16,489.10

Secretarial Assistant,
Typing (35 Hrs.) 1/1/84 14,087.36 - 16,489.10)

(Not covered by Civil Service Association, Essex Council #1 - Title change only by adding Typing and Stenography to existing title - No salary change)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Villani, President Grant.

No: Councilman Martinez.

President Grant: The yeses are five and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

At a later time in the meeting after Item 8-e, Councilman Martinez requested his vote be changed from the negative to the affirmative on Ordinance 6-F-d.

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

6-F-e.

The City Clerk read An Ordinance to amend an Ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Secretarial Assistant, Typing)

(Newark Human Rights Commission
Secretarial Assistant,
Typing (35 Hrs.) 1/1/84 \$14,087.36 - \$16,489.10)

(Not covered by Civil Service Association, Essex Council #1 - Title change only by adding Typing to existing title - No salary change)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

December 21, 1983

A motion to consider Resolution 7-R-ct (A.S.) at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

7-R-ct. Reslution recognizing and commending Mr. William Johnson for outstanding community
(A.S.) service.

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

Councilman Martinez stated that all of the Councilmen have traveled throughout Newark and have seen the abandoned buildings and also the buildings that have deteriorated so badly. He said Mr. Johnson is an example of what good can be done when a community person is dedicated. He noted Mr. Johnson took over the building at Meeker and Elizabeth Avenues and it is highly commendable what he has done with it.

Councilman Martinez read the following resolution:

WHEREAS, Mr. William Johnson has for many years devoted countless hours of his time, talents and energies in making the Newark Community a better place in which to live, work and play, especially in his immediate neighborhood, that is the Weequahic Area of 225 Meeker Avenue and its surroundings; and

WHEREAS, in all his endeavors, William has conducted himself in a most professional manner, thus earning a well-deserved reputation as an enthusiastic and devoted community activist, such that he stands as a role model for all to respect and emulate; and

WHEREAS, it is imperative that the Governing Body recognize such individuals to encourage action on the part of its citizens and thereby improve the quality of life in this municipality;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT it does hereby recognize and commend Mr. William Johnson for a lifetime of positive contributions to the public good and extending best wishes for good health, prosperity and a future as rich and rewarding as his past.

On behalf of the Members of the Municipal Council, Councilman Martinez presented a suitably inscribed resolution to Mr. Johnson.

Councilman Martinez said a community member, Mr. Ivory Cooley, has been a very responsible and rewarding citizen himself and has brought a lot of these things to Councilman Martinez's attention. He said Mr. Cooley is also to be highly commended.

Mr. Johnson said he was very proud of the City of Newark. He raised all of his 12 children in Newark. He saw Newark going down in certain areas and he felt confident he would see Newark come up again. Four years ago he went into this and today he owns 80 units. He noted all of them are filled and if he had 80 more he could fill them.

Councilman Rice congratulated Mr. Johnson and said the West Ward had some excellent real estate and they would certainly welcome him in their community.

President Grant noted that what Mr. Johnson has done is what perhaps a lot more landlords and prospective landlords would like to do in the City of Newark. This is what they have been preaching for the past several years and with the available number of lots they have in the City he is happy someone has taken it upon himself to try and restore housing to the City. Whenever we see one piece of property returned to the tax rolls it lessens the burden of those other persons who have to pay confiscatory taxes in this City.

December 21, 1983

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Councilman Martinez introduced Mr. Ivory Cooley who he said has been a leader within the Meeker and Elizabeth Avenue area who has been a tremendous inspiration to himself and many others.

Mr. Cooley said he is proud of Newark and he would like to commend Mr. Johnson on his accomplishments. He said these awards should be done with consistency.

- 6-F-f. The City Clerk read An ordinance to amend an Ordinance entitled, 'An ordinance creating positions in the Department of Health and Welfare and establishing salaries therefor,' (6-S & F-m) adopted May 4, 1977, as amended. (To entitle the Director of Department of Health and Welfare to longevity payments in accordance with Administrative Code)
(Director, Department of Health and Welfare 1/1/82 \$44,669.28 - \$44,669.28)
(Adding longevity to present salary ordinance - No Fiscal Impact since longevity is not payable until after ten years of service)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration was made by President Grant, seconded by Councilman Carrino and declared adopted by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

- 6-F-g. The City Clerk read An Ordinance to amend and supplement Title 17, Chapter 2, Section 4, (Curfew for Minors) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.
(Changes age to 12 years old or younger; adds 100 yard rule, parental responsibility)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Branch, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

- 6-F-h. The City Clerk read An Ordinance to amend Title Twenty-Five, Chapter Three, Sections Four and Five, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplement.
(Amends rates for water services)
(Copy of ordinance and correspondence submitted to each Member of the Council)

This ordinance was adopted on First Reading at a Special Meeting December 16, 1983 and will be considered at the year end meeting of December 29, 1983, under Ordinances for Public Hearing, Second Reading and Final Passage.

- 6-F-i. The City Clerk read An ordinance to amend Title Twenty-one, Chapter Five, Section Three of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented. (To adjust sewer user charges)
(Copy of ordinance and correspondence submitted to each Member of the Council)

This ordinance was adopted on First Reading at a Special Meeting December 16, 1983 and will be considered at the year end meeting of December 29, 1983, under Ordinances for Public Hearing, Second Reading and Final Passage.

At a later time in the meeting after Ordinance 6-F-m, Councilman Carrino requested, through the Chair, that all of the dissertation given by Assistant Business Administrator Banker at previous meetings with reference to these two ordinances be included in the records of these two ordinances.

December 21, 1983

6-F-j.

The City Clerk read An ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit disturbance of street surfaces for five (5) years.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

6-F-k.

The City Clerk read An ordinance amending Title 22, Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to increase the fees of the granting of permits and the posting of deposits.

(Street and/or Sidewalk Opening-\$75.00

Street and/or Sidewalk Opening made by a Public Utility subject to State Board of Public Utilities-\$50.00)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

6-F-l.
(A.S.)

The City Clerk read An Ordinance to amend Rule V of Section 2:15-1, Agenda, Title 2, City Administrative Code of Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, requiring matter to be submitted to the Council by the Mayor or Business Administrator be delivered to the Clerk at least 56 hours prior to each Council meeting in order to be considered at that meeting.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting clarification of the language from the Law Department was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

A motion to consider Item 8-A under Ordinances on First Reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

6-F-m.

The City Clerk read An ordinance to amend an ordinance entitled "Wreckers, Title 8, Chapter 19, Sections 1 and 6 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending Section 6, "Service Rates" Provisions and by supplementing Section 1 by adding a definition of Flatbed Service)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by Law. This ordinance will come up for a public hearing and be considered for further action on January 4, 1984.

December 21, 1983

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ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title Twenty-three, Chapter Seven, Section 14, of the Revised Ordinances of the City of Newark, New Jersey. (1966)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. Title Twenty-Three, Chapter Seven, Section Fourteen of the Revised Ordinances of the City of Newark is hereby amended to include the following:

- | | |
|---|---|
| 23:7-14 | Parking Meter Zones in Municipal
Parking Areas |
| e. The University Avenue parking
areas. | |
| f. The 110 William Street parking
area. | |
| g. The 318-326 Washington Street
parking area. | |

Section 2. Any prior ordinance or part thereof which is inconsistent with this Ordinance is hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

December 21, 1983

Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 23:5-7 Stopping or Standing Prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

23:5-7 (b), (c), (d), (e), (f), (i) and (j)

and by adding thereto:

23:5-7 Parking or standing prohibited in certain areas at certain times.

No person shall park or stand a vehicle:

(a) On Tuesdays only, between the hours of 12:00 noon and 4:00 P.M. on the south and east sides, and between 12:00 noon and 4:00 P.M. on Mondays only, on the north and west sides of the streets within the area bounded:

1. On the south by Chestnut Street (McCarter Highway to Broad Street), Lincoln Park and Clinton Avenue (Broad Street to Elizabeth Avenue), Avon Avenue (Elizabeth Avenue to Irvington-Newark Line);
2. On the west along Irvington-Newark Line (Avon Avenue to South Orange Avenue);
3. On the north by South Orange Avenue (South 20th Street to Springfield Avenue), Springfield Avenue (South Orange Avenue to Market Street), Market Street (Springfield Avenue to Pennsylvania Railroad);
4. On the east along High Street.

(b) On Wednesday only, between the hours of 12:00 noon and 4:00 P.M. on the south and west sides, and between the hours of 12:00 noon and 4:00 P.M. on Thursday only, on the north and east sides, of any of the streets within the area bounded:

1. On the south by Market Street (Pennsylvania Railroad to Springfield Avenue), Springfield Avenue (Market Street to South Orange Avenue), South Orange Avenue (Springfield Avenue to South 18th Street);
2. On the west by South 18th Street (South Orange Avenue to East Orange-Newark Line), along East Orange-Newark Line (South 18th Street to Orange Street);

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3. On the north by Orange Street (East Orange-Newark Line to High Street);
4. On the east along High Street (South Orange Avenue to Orange Street) including both sides of South Orange and Market Street bounding such area.

(c) On Thursday only, between the hours of 8:00 A.M. and 12:00 noon on the south and west sides, and on Wednesday only, between the hours of 8:00 A.M. and 12:00 noon on the north and east sides of any of the streets within an area bounded:

1. On the south by Orange Street (Passaic River to East Orange-Newark Line);
2. On the west along East Orange, Bloomfield and Belleville Lines (Orange Street to Second River);
3. On the north by Second River (Franklin Avenue to Passaic River);
4. On the east along the Passaic River (Second River to Orange Street); including both sides of Orange Street.

(d) On Tuesdays only, between the hours of 8:00 A.M. to 12:00 noon on the south and east sides and on Mondays only, between the hours of 8:00 A.M. to 12:00 noon, on any of the streets within the area bounded:

1. On the south along South Orange Avenue (South 18th Street to South 20th Street) then along Irvington and Maplewood City Lines (South 20th Street and South Orange Avenue to Irvington Avenue and Village of South Orange-Newark Line);
2. On the west along Village of South Orange-Newark Line (Irvington Avenue to East Orange-Newark Line);
3. On the north along East Orange-Newark Line (Village of South Orange City Line to South 18th Street);
4. On the east by South 18th Street (East Orange-Newark Line to South Orange Avenue).

(e) On Mondays, Wednesdays, and Fridays, between the hours of 12:00 midnight and 6:00 A.M. on the south and east sides and on Tuesdays, Thursdays and Saturdays, between the hours of 12:00 midnight and 6:00 A.M. on any of the streets within an area bounded:

1. On the south by Clinton Avenue and Chestnut Street (High Street to McCarter Highway);
2. On the west by High Street (Clinton Avenue to Orange Street);
3. On the north by Orange Street (High Street to Passaic River);
4. On the east by McCarter Highway (Chestnut Street to Passaic River).

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The provisions hereof are in addition to the restrictive provisions of section 23:5-6 applicable to any street within the above areas.

Nothing in this section shall apply to any state highway located within the aforesaid areas which are subject to regulations as established pursuant to Revised Statutes 39:4-138.1.

Nothing in this section shall permit the issuance of summonses for violations of 13A:2-3 after the streets located within the aforesaid areas are swept.

Section 2. That Section 23:5-7, Stopping and Standing Prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

23:5-11 (a)

and by adding thereto:

23:5-11 (a) Such vehicle is parked in violation of sections 23:5-1, 23:5-2, 23:5-3, 23:5-3.1, 23:5-3.2, 23:5-4, 23:5-6, 23:5-7, 23:6-2, 23:6-3 and 23:6-4, of these Revised Ordinances; or

Section 3. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-C.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

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Ordinance amending Section 23:5-7, Stopping or Standing Prohibited in Certain Areas at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That section 23:5-7 Stopping or Standing prohibited in certain areas at certain times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

23:5-7 (a), (g), (h), and (k)

and by adding thereto:

23:5-7 Parking or standing prohibited in certain areas at certain times.

No person shall park or stand a vehicle on any listed street between the hours noted and on the sides of the streets as noted in Attachment I.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Rice, and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance establishing upgraded health benefits for employees serving in the title 'Deputy Chief' in the Fire and Police Departments.

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WHEREAS, as the results of negotiations between the City of Newark, New Jersey, and the various unions representing the City's uniformed personnel, the City has agreed to upgrade health benefits for these employees and for their eligible dependents; and

WHEREAS, the City of Newark, New Jersey, holds it to be appropriate that the upgraded health benefits granted to uniformed personnel in the City's Fire and Police Departments be extended to employees serving in the title "Deputy Chief" in the City's Fire and Police Departments and to their eligible dependents.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Effective January 1, 1984, employees serving in the title "Deputy Chief" in the City of Newark's Fire and Police Departments, and the eligible dependents of these employees, shall receive:

a. Medical-surgical benefits at the Blue Shield of New Jersey's Performance and Cost Effectiveness (P.A.C.E.) level, for which the employee will pay, via payroll deductions, twenty-five percent of the premium differential between the P.A.C.E. cost and the cost of the present plan;

b. Aggregate Rider "J", whereby the Rider "J" allowance is increased to \$250.00 annually;

c. Hospital and medical-surgical benefits for dependents extended to age twenty-three.

2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance to establish a longevity pay program for employees of the City of Newark, New Jersey," (6-S & F-h) adopted November 22, 1966, as amended, to adjust as per Labor negotiations longevity pay for employees represented by the Newark Superior Officers' Association (Superior Identification Officers)."

WHEREAS, as the result of negotiations between the City of Newark, New Jersey and the Newark Superior Officers' Association, which represents Superior Identification Officer employees, the City has agreed to upgrade longevity benefits for employees in the titles Chief Identification Officer and Assistant Chief Identification Officer;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance to establish a longevity program for employees of the City of Newark, New Jersey" (6S&FH) adopted November 2, 1966, as amended, be and the same is hereby further amended as follows, to wit:

Employees in the titles of Chief Identification Officer and Assistant Chief Identification Officer, represented by the Newark Superior Officers' Association, for long and faithful service shall be paid longevity payments on a prorated basis with each earned salary check during the calendar year at the percentage of their permanent salary at the time of each such payment to be computed as follows:

		EFFECTIVE 1/1/83	EFFECTIVE 1/1/84
First Step:	On the January 1st following the completion of the 4th year of service.	3%	4%
Second Step:	On the January 1st following the completion of the 9th year of service.	5%	6%
Third Step:	On the January 1st following the completion of the 14th year of service.	7%	8%
Fourth Step:	On the January 1st following the completion of the 19th year of service.	9%	10%
Fifth Step:	On the January 1st following the completion of the 24th year of service.	11%	12%
Sixth Step:	On the January 1st following the completion of the 29th year of service.	13%	14%

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Section 2. All other terms and conditions for the accrual of all payments of longevity, as set forth in Ordinance 6S&FH adopted November 2, 1966, as amended, shall remain in full force and effect.

Section 3. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, prohibiting parking on Raymond Plaza East.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Raymond Plaza East, both sides, from Commercial Street to Edison Place.

and by adding thereto:

Raymond Plaza East:
west side, between Commercial Street and Edison Place.

East side, between Commercial Street and Market Street.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and the Feasibility of Relocation pertaining to the use of City Tax Block 272, Lots 5, 7, 9-16, 18-25, and 27, City Tax Block 273, Lots 1-10, 16, 18-21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

WHEREAS, the Municipal Council by Resolution 7RY adopted September 21, 1983, did determine that City Tax Block 272, Lots 5, 7, 9-16, 18-25 and 27 and City Tax Block 273, Lots 1-10, 16, 18-21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue (hereinafter called the "Area") is a Blighted Area pursuant to Chapter 187 of the Laws of 1949 of New Jersey, (N.J.S.A. 40:55-21-1 et. seq.,) as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve by Resolution on August 8, 1983, a copy of which is annexed hereto, a Redevelopment Plan for the Area which includes City Tax Block 272, Lots 5, 7, 9-16, 18-25 and 27 and City Tax Block 273, Lots 1, 10, 16, 18-21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey has submitted to the Municipal Council, City of Newark, New Jersey, its Resolution, Certification, and Recommendation respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Redevelopment Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 2. That it is hereby found and determined that the Redevelopment Plan for the Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

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Section 3. That in order to facilitate the implementation of the Redevelopment Plan for the Area, it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 4. That development activity shall only be related to City Tax Block 272, Lots 5, 7, 9-16, 18-25 and 27 and City Tax Block 273, Lots 1-10, 16, 18-21, 23, 25-40 and Fairmount Avenue between 14th Avenue and South Orange Avenue, and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

Section 5. That the Redevelopment Plan for the Area having been duly reviewed and considered is hereby approved, and the City Clerk be and is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with the Law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant, and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, owner, and the H.H.C. Recruitment Detachment N.J. DOD, Tenant, for approximately two hundred and sixteen square feet of floor space of the premises commonly known as 101 Park Place, for sum of one dollar (\$1.) per year, for a period of five (5) years.

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BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

WHEREAS, the H.H.C. Recruitment Detachment N.J. DOD, is a duly incorporated public body of the State of New Jersey; and

WHEREAS, the City of Newark owns the premises commonly known as 101 Park Place, Block 124, Lot 1, of the Official Tax Map and Tax Duplicate (year 1982) of the City of Newark, and 216 square feet of said premises is not needed for use by the municipality.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement on behalf of the City of Newark, owner, to let approximately two hundred and sixteen square feet of floor space of the above described premises to the said H.H.C. Recruitment Detachment N.J. DOD, lessee, pursuant to N.J.S.A. 40A:12-14 (c).

Section 2. H.H.C. Recruitment Detachment N.J. DOD shall, as consideration for said lease agreement, pay the owner the sum of one dollar (\$1.00) per year and county taxes for each year of the lease agreement.

Section 3. The above said premises shall be used by the lessee for office space and associated use in pursuing their objective, to wit, as a National Guard Recruitment Center, serving the citizens of Newark and the vicinity.

Section 4. The Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease agreement.

Section 5. Sergeant Roger Neithers, Recruiting Sergeant, Second Battalion 113th Inf., or his designated agent, shall annually submit a report to the Business Administrator summarizing the use of the said premises for that year, the activities undertaken by the lessee in furtherance of said public purpose, and the value or cost, if any, of such activities.

Section 6. A copy of the lease agreement is attached hereto and made a part hereof.

Section 7. Copies of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk and in the Law Department by the Business Administrator.

Section 8. This Ordinance shall take effect upon final passage and publication in accordance with the Law of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Rice, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Villani, President Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are five, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 21, 1983

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance to amend Title 2, Chapter 5, Office of Real Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new section (Providing for the right of first refusal to contiguous property owner of unimproved property)" as adopted October 20, 1982, (6-S & F-t). (To add a detailed definition of "Non-developmental property")

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

SECTION 1. Section 1 of an ordinance entitled, "An ordinance to amend Title-2, Chapter 5, Office of Real Property, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding a new section (providing for the right of first refusal to contiguous property owner of unimproved property.)" be amended to read in its entirety as follows:

Title 2, Chapter 5 of the Revised Ordinances of the City of Newark is hereby amended by adding a new section entitled the "Right of First Refusal," the same to read as follows:

(a) Unless specifically defined below, words or phrases used in this section shall be interpreted so as to give them the meaning they have in common usage and to give this section its most reasonable application.

CONTIGUOUS PROPERTY -- means any adjacent properties which are actually touching or in contact with each other.

NON-DEVELOPMENTAL PROPERTY -- means any real property which is less than the minimum size required for residential development under the City of Newark's Zoning Ordinance. The specific minimums within zoning districts shall be:

First Residence District -- not less than 5,000 square feet and a lot width of not less than 50 feet.
Second Residence District -- not less than 1,500 square feet.
Third Residence District -- not less than 1,200 square feet.
Fourth Residence District -- not less than 900 square feet

First and Second Business Districts -- not less than 1,200 square feet.
Third and Fourth Business Districts -- not less than 900 square feet.

First and Second Industrial Districts -- not less than 900 square feet.
Third Industrial District -- no minimum.

PUBLIC AUCTION -- means any auction to sell real property as authorized by the Municipal Council pursuant to N.J.S.A. 40A:12-13.

UNIMPROVED PROPERTY -- means any real property without any capital improvements thereon.

SECTION 2. All ordinances or parts of prior ordinances inconsistent or in conflict with the provisions of the within ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication according to law.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

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No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Villani, Grant.

Not Voting: Councilman Carrino.

President Grant: The yeses are five, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance exempting from taxation Block 2835, Lot 5 of the Pentecostal Church of Christ for the years 1981, 1982 and 1983 in accordance with the N.J.S.A. 54:4-3.6(c). (76 Sussex Avenue)

WHEREAS, the Pentecostal Church of Christ, is a New Jersey Corporation organized under Title 16 of the New Jersey Statutes as a charitable and religious non-profit corporation; and

WHEREAS, the Pentecostal Church of Christ, purchased property located at 76 Sussex Avenue, designated as Block 2835, Lot 5 on the Official Tax Map of the CITY OF NEWARK in 1981; and

WHEREAS, the Pentecostal Church of Christ, did commence use of the above property exclusively for charitable, civic and religious purposes as set forth in the Affidavit of Reverend James E. Howard, Pastor and Trustee of the Pentecostal Church of Christ; and

WHEREAS, the Tax Assessor of the CITY OF NEWARK did not grant tax exemption status to the property located at 76 Sussex Avenue for the years 1981, 1982 and 1983 because the Pentecostal Church of Christ failed to file an exemption statement; and

WHEREAS, there are due and owing taxes, penalties and interest in the amount of \$1,079.74 for year 1981 and taxes, penalties and interest in the amount of \$333.50 for the year 1982 and taxes, penalties and interest in the amount of \$329.11 for the year 1983 on the aforementioned property in the CITY OF NEWARK, New Jersey.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The property located at 76 Sussex Avenue, designated as Block 2835, Lot 5 on the Official Tax Map of the CITY OF NEWARK, New Jersey is exempt from taxation for the years 1981, 1982 and 1983.

2. The Tax Collector of the CITY OF NEWARK cancel taxes, penalties and interest on the above described property in the amounts of \$1,079.74 \$333.50 and \$329.11 for the years 1981, 1982 and 1983 respectively.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 21, 1983

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To provide for the awarding of medallions by the Municipal Council)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. The Newark Municipal Council shall be empowered to award to persons two types of medallions, of a finish and style to be selected by the Members of the Municipal Council.

One type of medallion shall be known as the "Distinguished Recognition Award" which may be awarded to any person or entity by any individual Member of the Municipal Council, provided however that no Member shall be permitted to award more than 4 such medallions in any one year period, said one year period to commence on the first day of July of each year.

The second type of medallion shall be known as the "Distinguished Service Award", in recognition of service to the people of Newark. This award shall be presented by the Council of the Whole, once each year, at a time and place designated by the Municipal Council. At this annual award ceremony, 14 medallions shall be awarded to a person or entity in the following manner:

- 4 medallions for heroism (citizens and or public servants)
- 4 medallions for community service (Private sector and/or public sector)
- 2 medallions to outstanding youths
- 2 medallions to outstanding senior citizens
- 2 medallions to outstanding handicapped citizens.

Nominations for these categories shall be publicized, compiled and winners selected in a time and manner prescribed by the Municipal Council.

No elected or appointed official of any domestic governmental entity shall be eligible to receive the "Distinguished Service Award".

Section 2. This ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

President Grant: The yeses are six and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on second reading and final passage.

6-S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$905,000. therefor and to make a down payment therefor and authorizing the issuance of \$859,750. Bonds or Notes of the City for financing such appropriation.

(City General Capital Projects

1983 - Construction of salt storage dome for wetted salt operation - \$225,000.;

2083 - Reconstruction of deteriorated brick sewers in two locations - \$680,000.

(Badger Avenue and Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Debt Statement and directing the City Clerk to communicate with Finance Director Fleming Jones requesting that he advise the Council of the specific date that the Local Finance Board of the State of New Jersey is scheduled to give debt statement and "Qualified Bond" approval relative to this bond ordinance was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond Ordinance amending a Bond Ordinance entitled, "Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136 Bonds or Notes of the City for financing such appropriation," by adding a new project to said Bond Ordinance for the construction of an Emergency Bureau Building-Newark Police Department, appropriating an additional \$250,000. therefor and authorizing the issuance of an additional \$237,500. Bonds or Notes of the City for financing such appropriation.

(Project #1883 - Construction of Emergency Bureau Building-Newark Police Department - \$250,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance awaiting approval of Debt Statement and directing the City Clerk to communicate with Finance Director Fleming Jones requesting that he advise the Council of the specific date that the Local Finance Board of the State of New Jersey is scheduled to give debt statement and "Qualified Bond" approval relative to this bond ordinance was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Martinez, Rice, Villani, President Grant.

December 21, 1983

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Family and Neighborhood Counselor, in the Municipal Courts and delete Counselor F.N.S. (6-S & F-c) adopted November 2, 1983.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch.

Councilman Martinez stated the reason these ordinances were repealed was because the Mayor did not sign them but since this had been corrected, he requested the Council return them to Administration.

President Grant said unless the mover and seconder withdrew their motion he would entertain a roll call.

The motion to adopt the ordinance on second reading and final passage was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Rice, Villani, President Grant.

No: Councilman Martinez.

President Grant: The yeses are five and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and establishing salaries therefor," adopted May 4, 1977 (6-S & F-c) and amendments thereto. (To create the title and salary range for Assistant Program Coordinator, Demolition (Administration) and to delete the title and salary range for Assistant Program Coordinator, Demolition, in the Community Development Administration, Mayor's Policy and Development Office) (6-S & F-d) adopted November 2, 1983.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Villani, President Grant.

Absent During Roll Call: Councilman Carrino.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance to repeal an ordinance entitled, "An ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To create the title and salary range for Senior Draftsman and Title Searcher (6-S & F-f) adopted November 2, 1983.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion directing the City Clerk to return this ordinance to Administration was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Martinez, Rice, Villani, President Grant.
Absent During Roll Call: Councilman Carrino.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance amending Chapter 14, Lane Use, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Section 23:14-3.

(Restricted Lane Use)

Only the indicated vehicles shall move on the designated lanes of Raymond Plaza West: Between Market Street and Raymond Boulevard. Buses and cabs only east of the traffic control island).

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Carrino, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, Carrino, Martinez, Rice, Villani, President Grant.

(Councilmen James and Payne arrived at 8:45 P.M.)

6-S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Ordinance amending Section 23:4-1, Trucks over 4 Tons Excluded from Certain Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, excluding trucks over 4 tons on Oraton Street.

(Oraton Street, between Chester Avenue and Delavan Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting Approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

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A motion to defer action on this ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Councilman Rice, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

6-S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond Ordinance for various 1983 Capital Budget Projects by the City of Newark, in the County of Essex, New Jersey, appropriating \$11,918,038. therefor and to make a down payment therefor and authorizing the issuance of \$11,322,136. bonds or notes of the City for financing such appropriation.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Debt Statement)
(Public Hearing Closed)

A motion to defer action on this ordinance awaiting approval of Debt Statement and directing the City Clerk to communicate with Finance Director Fleming Jones requesting that he advise the Council of the specific date that the Local Finance Board of the State of New Jersey is scheduled to give debt statement and "Qualified Bond" approval relative to this bond ordinance was made by Councilman James, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

HEARINGS OF CITIZENS.

A motion to permit Mr. Robert Federici to be heard under Hearings of Citizens was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

6-HC-a.

MR. ROBERT FEDERICI, 139 WASHINGTON STREET, NEWARK, NEW JERSEY, VICE PRESIDENT OF THE FRATERNAL ORDER OF POLICE addressed the Municipal Council with respect to the proposed ordinance creating the position of police guard. He said it is the F.O.P.'s opinion that creating this position will create conflicts in a number of different ways such as 1) the money will come out of their budget; 2) there are pending demotions in the police department and 3) the F.O.P. has an agreement with the City on the proposed hiring in the future of police aides. It is their opinion that police aide and police guard will create two positions where one position could do the job of both. He said if the position of police guard is created it will be in violation of Section 5 of their agreement with the City. They requested the Council to defeat or table this proposed ordinance so that Council could further research it.

Councilman Carrino questioned if there had been any discussion with the Police Department as to why they want to create another title.

Mr. Federici responded that the police guard title would be eliminating the title of police matron and absorbing it into police guard. Originally a civil service test was given for police guard, but only males passed the civil service test and they needed females to guard the female prisoners.

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President Grant stated in light of the information presented at this time when this matter comes up for consideration this evening the Council might consider a deferment and have the principals meet with them to discuss in further detail this piece of legislation.

Councilman James questioned if these concerns were purely fiscal or were there other concerns down the road that might create a fiscal problem, therefor, negate other positions.

Mr. Federici said the concerns are twofold. One is fiscal and the fact that there are pending demotions in the police department. The second is the creation of two positions when one of those positions can do the job of both of them. Under the civil service title, police aide can perform a multitude of jobs.

Councilman Martinez said in August they had notations from Administration that they were going to create the title of police aide and they were going to hire 25 more police officers. None of this took place. Now they are asked to consider police guards which perhaps will never be considered. He said he would take the position, at the time this matter comes up for consideration to return it to Administration until they come up with a good identifiable plan that has merit and dollars behind it. He stated the parties that are concerned should be invited for discussion. He said it was sad that they are asked to create a position and to vote for it knowing full well there is no money for that job.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

Resolution authorizing Director of Finance to issue check in sum of \$12,225. payable to Zinnerford Smith and Ashley and Charles, upon receipt of all documents deemed necessary by Corporation Counsel; for legal fees incurred by Mr. Smith in giving required testimony in matter of State vs. Kenneth A. Gibson and Earl Harris.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, Payne, Rice, Villani, President Grant.

No: Councilmen James, Martinez.

7-R-b.

Resolution ratifying contract for Multiphasic Methadone Maintenance Treatment Program with New Jersey State Department of Health for period June 25, 1983 to December 21, 1983; further authorizing Director of Department of Health and Welfare to enter into and execute contract with New Jersey State Department of Health, for provision of medical services at Multiphasic Methadone Maintenance Treatment Program, for period December 22, 1983 to June 24, 1984; total budget for said program is \$445,060.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant.

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Councilman Rice said there have been problems created by the controlling and administrating of this methadone facility which is located in the Sussex Avenue-Roseville Avenue area. The Director of Health and Welfare has advised him, in writing, that they are going to tighten up the ship. He thinks there are methadone maintenance people who want to be serviced and the City has an obligation to service them, but those clients need to recognize their responsibilities. He said he would like to go on record to say he would be the first to move to abolish this methadone center in the near future if they don't change in terms of the problems being created by its clients. He said he would move to adopt at this time under the condition that they see some changes.

Councilman Martinez said he does not believe they need programs like this. He thinks they are doing the City a disservice. Now they are told that they are going to bring in the people from Elizabeth to increase participation. He suggested that his colleagues not approve this and send a strong letter to the Governor or whomever is in charge of this program to get rid of it, or if they really feel it is necessary to relocate it where it would not hurt anybody.

Councilman Rice concurred with Councilman Martinez but was concerned with the human factor involved. He opined they could not eliminate this program until they come up with an alternative. He would not want to move hastily. He would love to see this facility out of his community but he would suggest they adopt this resolution then sit collectively with the Essex County Delegation and State Officials to try to come up with something more concrete. He said not to pass this tonight may be detrimental. He is not totally in favor of giving up a half million dollars to continue to have folks hang on the corner in the West Ward and constantly creating crime problems. He will abolish it next time it comes around if they cannot come to something more concrete.

Councilman Branch wanted to know how this program was being monitored, how often they are receiving reports in terms of the progress of this program and also the number of people who are participating. He noted Newark has its own problems and they do not need Elizabeth's problems. If the program is a successful program then he would like to see it maintained but he cannot see investing any more money into a program that is not being monitored properly.

Councilman Payne said he would also like the program to disappear but they have to be realistic enough to know that the program is here and it is serving a need we wish did not exist. He agrees with his colleagues that there is no reason they should be forced to take the residents from Union County in particular the City of Elizabeth. It was because of a strong administrative position that whatever it takes to rid your community of it, Mayor Dunn did it. He said the real intent of a methadone maintenance program is that in order to reduce crime the concept was that if a substitute was made available then the addict would not perpetrate crime and there could be made available this substance that would maintain the problem they had. It was expected this would work toward removing people from the need for this particular substance. They have to reevaluate the initial intent. They have to see whether a reduction on the dependence on this substance is happening because the purpose is to get people off it. If they eliminate this program then you have six, seven or eight hundred substance abuse dependent people who are then thrust into getting money for a substance to maintain their problem.

Councilman Carrino stated it has always been his contention that anything government is involved in turns out to be a failure. The private rehabilitation houses such as Renaissance on Norfolk Street, and C.U.R.A. on Lincoln Park seem to be making a contribution to the community that they are involved in. The people in those agencies are the hardest core drug addicts that walked the streets in the past. The Multiphasic Methadone Centers are doing nothing but supposedly keeping people at a situation where they can maintain themselves. The same people have been on that program dependent now on methadone instead of heroin for years and years and years. His contention is there is more crime taking place in the areas of the Methadone Clinics. Anyone who knows what is going on, not only downtown but up on Roseville Avenue, knows they are the largest areas for dope sales. People are transferring the methadone they

are receiving to get other stuff by mouth and every other method. The areas around the Multiphasic Centers have deteriorated a great deal over the past several years in contrast to the areas surrounding the private rehabilitation centers. He said he thinks all they are doing by keeping this place going is letting government keep people on the methadone training program, not giving them any kind of incentive to come off this program and that they are doing a disservice to the people who live in those two communities. He said he has never voted for this program and he will not vote for it this evening. He said he agrees with Councilman Martinez that they put the State Agency on record that if Mr. Dunn from Elizabeth does not want them, the City of Newark does not want to be a dumping ground. The Multiphasic Program on Roseville Ave used to treat 2 or 3 hundred people and now it is up to 4 or 5 hundred people because other communities do not want it.

Councilman James said it is commendable that the City Council has instituted through the Law Department an injunction to see that 131 methadone patients in Elizabeth will not be relocated to our downtown area. He stated as one who is in support of that position it is clear that they say those who reside in Elizabeth should remain in Elizabeth in Union County. It stands to reason that Newark has to be responsible for those who are addicted in the City of Newark and even Essex County. The latest statistics indicate that 20,000 to 30,000 individuals are drug addicts in our community. He would agree the location becomes important, the supervision becomes critical and the evaluation of the program. However, it is a medical problem and it is something they must address. The important concerns for those who have been totally involved in the program is that methadone is not the solution to the problem, that methadone is a worse addiction than heroin. He would like to know what efforts are made after an individual goes on 21 days of detoxification to make those individuals go "cold turkey" because the most successful way to remove yourself from drug addiction after any program of detoxification is to go "cold turkey". He said if you place this in a residential neighborhood or the business community it creates more problems. He said they should meet with the Director of Health and Welfare, State and County Agencies to explore the existing programs that are operating in the City of Newark and also look at other programs to see how they can deal with these problems. He said the problem will not disappear overnight and they must have the courage to face the problem.

Councilman Branch said the drug addicts in the City of Newark are not going to go away and they do have a responsibility to have programs that will aid them. He said if there is no alternative to this program then they must maintain the one they have.

Councilman James said they should understand that this problem also exists with those in high society. It is not just a problem of those who are poor and disadvantaged. One of the significant problems they face with the increasing drug abuse would be drug related crimes in the community.

The motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, James, Payne, Rice, Villani, President Grant.

No: Councilmen Carrino, Martinez.

7-R-c.

Resolution transferring benefits and burdens of Financial Tax Abatement Agreement with RAR Urban Renewal Corporation, approved by Resolution 7-R-eb, December 30, 1980, to RAR Urban Renewal Company, a Limited Partnership; further that all annual service charge due and owing to the City be paid in full with accrued interest, if any, that all unpaid real estate taxes due on lands (Block 2022, Lot 29) on which project is located be paid in full with accrued interest, if any; that sum of \$750. be paid to City, determined by Corporation Counsel, to be a reasonable charge for legal services, related to the review, preparation and/or submission of papers to Council for action on requested assignment; pursuant to N.J.S.A. 40:55C-66.

(Copy of resolution and correspondence submitted to each Member of the Council)

December 21, 1983

A motion to defer action on this resolution awaiting recommendation of the Tax Abatement Committee was made by President Grant, seconded by Councilman Branch.

Councilman Martinez stated that Mr. Alfred Faiella, Executive Director and Secretary of N.E.D.C. appeared before them last week and advised that one of the reasons this should be approved is that there are people currently employed by RAR Urban Renewal Corporation. This is just a matter of transfer.

President Grant stated that in keeping with the policy of the Council, the Tax Abatement Committee was supposed to have met and presented their recommendations. He noted that to his knowledge this had not happened.

President Grant directed that this matter be included as part of the special conference of December 29, 1983 so that they can conclude this matter prior to the end of the year. He also directed that a memo be forwarded to the Tax Abatement Committee to meet and make their recommendation to this body.

A motion to defer action on this resolution awaiting recommendation from the Tax Abatement Committee and directing that this resolution be placed on the agenda of the year end meeting December 29, 1983, was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-d.

Resolution rejecting bid of Jean Burwell, for property 374-76 University Avenue, Block 73, Lot 4 and Solomon Darius, for property 225 Camden Street, Block 273, Lot 19, bidders did not conform with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution and directing the City Clerk to invite Assistant Business Administrator Banker and Office of Real Property Administrative Aide Lembo to the January 3rd, 1984, pre-meeting conference was made by President Grant, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-e.

Resolution authorizing transfer of funds from Department of Water Utility, Division of Water Supply, Salaries and Wages, Other Salaries and Wages-\$75,000. to Other Pay, Overtime\$70,000., Change of rate-\$5,000.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Assistant Business Administrator Thomas Banker, Engineering Director Alvin Zach, Budget Officer Paul Waddell and Division of Water Supply Manager Daniel Berardinelli met with the Council December 20, 1983.

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-f.

Resolution authorizing transfer of funds from Fire Department, Salaries and Wages, Other Salaries and Wages-\$13,372. to Salaries and Wages, Chief Fire Signal System Maintenance and Construction-\$7,137., Chief Fire Signal System Operations-\$6,235., totalling \$13,372.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

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7-R-g.

Resolution approving expenditure of 1983 Urban Aid allocation from State of New Jersey in accordance with P.L. 1976, Chapter 13, for Maintenance of existing municipal services. (\$11,152,639.48). (Laborer, Motor Broom, Sanitation-\$347,777.22, (Laborer, Light, Sanitation-\$353,614.67; Laborer, Refuse Collection, Sanitation-\$1,384,777.89; Motor Broom Driver, Sanitation-\$390,183.03; Sanitation Foreman, Sanitation-\$205,434.68; Truck Driver, Sanitation-\$860,190.51; Refuse Collection-Contract, \$504,486.37; Police Lieutenant, Police-\$1,631,442.04; Police Sergeant, Police-\$1,684,577.76 Battalion Fire Chief, Fire \$350,980.; Deputy Fire Chief-Fire-\$122,002.30; Fire Captain, Fire-\$3,317,173.01)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-h.

Resolution authorizing Director of Health and Welfare to accept funds in sum of \$441,647.30 from New Jersey State Department of Education and Department of Health and Welfare (SuNuP) Program, for period January 2, 1984 to December 31, 1984. (Summer Food Service Program for Children)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-i.

Resolution ratifying acceptance of funds from New Jersey State Department of Health, Division of Alcoholism, for period October 1, 1983 to December 21, 1983; further authorizing Director of Health and Welfare to accept funds in sum of \$190,000. from New Jersey State Department of Health, Division of Alcoholism for Newark Non-Medical Detoxification Program for period December 22, 1983 to September 30, 1984; total estimated budget \$220,737. (Program Income-\$30,737.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne, and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Payne, Rice, Villani, President Grant.
No: Councilman Martinez

7-R-j.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Salaries and Wages, Other Pay, Seasonal Help-\$25,500. to Other Expenses, Services by Contract or Agreement-\$25,500.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

At a later time in the meeting after Resolution 7-R-m, Councilman Rice requested to have his vote changed from the affirmative to the negative.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

No: Councilman Rice.

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7-R-k.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Salaries and Wages, Other Salaries and Wages-\$28,000. to Division of Traffic and Engineering, Other Expenses, Materials and Supplies-\$28,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

At a later time in the meeting after Resolution 7-R-m, Councilman Rice requested to have his vote changed from the affirmative to the negative.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.
No: Councilman Rice.

7-R-l.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Salaries and Wages, Other Salaries and Wages-\$7,300. to Director's Office, Other Expenses, Services by Contract or Agreement-\$7,300.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

At a later time in the meeting after Resolution 7-R-m, Councilman Rice requested to have his vote changed from the affirmative to the negative.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.
No: Councilman Rice.

7-R-m.

Resolution authorizing transfer of funds from Department of Water Utility, Division of Water Accounting and Customer Service, Other Expenses, Services by Contract or Agreement-\$23,000. to Equipment-\$23,000.; pursuant to N.J.S.A. 40A:4-58.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Rice and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-n.

Resolution authorizing transfer of funds from Department of Engineering, Division of Sanitation, Salaries and Wages, Other Salaries and Wages-\$124,160. to Department of Health and Welfare, Division of Health, Other Expenses, Services by Contract or Agreement-\$4,600., Materials and Supplies-\$26,000., Equipment-\$22,210.; Division of Welfare, Other Expenses, Equipment-\$45,000., Division of Inspections, Other Expenses, Materials and Supplies-\$15,000., Equipment-\$11,350., totalling \$124,160.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.
No: Councilman Rice.

7-R-o.

Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Materials and Supplies, Gasoline-\$675. to Services by Contract or Agreement, Postage-\$100., Salaries and Wages, Overtime-\$575., totalling \$675., pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-p.

Resolution authorizing transfer of Housing and Community Development Act, Ninth Year (H.C.D.A. IX), North Newark Senior Citizen Center, Other Expenses to Salaries and Wages-\$31,917.29; North Ward Senior Citizen Center, from salaries and Wages to Other Expenses-\$35,184.11; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani.

Councilman Carrino questioned why this transfer was being made and asked if this resolution could be deferred until the special Conference of December 27, 1983.

Councilman Martinez withdrew his motion and Councilwoman withdrew her second to the motion.

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Rice, Villani, President Grant.
Not Voting: Councilman Branch.

At a later time in the meeting after Resolution 7-R-q, Councilman Branch requested his vote be changed from not voting to the affirmative.

A motion to defer action on the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

At a later time in the meeting after Resolution 7-R-r, a motion to reconsider Resolution 7-R-p was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant.

Councilman Carrino explained that this was just an internal transfer between the two centers.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

Councilman Rice requested, through the Chair, that the City Clerk's Staff prepare for him the total amount of transfers pertaining to the Division of Sanitation.

7-R-q.

Resolution ratifying contract with Euler Decorating Company, for period December 1, 1983 to December 21, 1983; further authorizing Business Administrator to enter into contract with Euler Decorating Company, P.O. Box 473, Blackwood, New Jersey, lowest responsible bid received, for providing Christmas Lighting Decorations for the Central Business District of City of Newark, for period December 22, 1983 to January 2, 1984; for decorating 202 poles for sum of \$12,099.80, of which half will be paid by Chamber of Commerce; additional \$799. will be paid by City of Newark for decorating two City Hall Entrances and Rotunda in City Hall; City of Newark to pay total sum of \$6,848.90 under aforesaid contract; funds provided in 1983 Adopted Budget of Department of General Services, Division of Public Buildings.

(Copy of resolution and correspondence submitted to each Member of the Council)

December 21, 1983

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilwoman Villani.

Councilman Rice requested that he would like Director Toma and the Business Administrator to recognize when they set the downtown business district what those boundaries are.

Councilman Martinez stated the merchants on Ferry Street each chipped in \$100. to purchase lights and decorations for their community. Their only request to the City was to help them pay for the utilities.

Councilman Rice said the City is paying for something and his only concern is that when the City is paying for something he wants an explanation.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-r.

Resolution authorizing Director of Health and Welfare to apply for funds in amount of \$255,710. from New Jersey State Department of Health for Childhood Lead Poisoning Prevention and Control Program for period January 1, 1984 to December 31, 1984; total budget for said program is \$385,269.; no Municipal Funds required; must provide in-kind services to support the program's activities in sum of \$129,559. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani.

President Grant stated that this particular program is one of the most successful programs the City of Newark has had in recent years and the rate of lead poisoning has been reduced as a result of this particular grant.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-s.

Resolution ratifying submission of application to Center for Disease Control for the Sexually Transmitted Disease Clinic, Department of Health and Welfare for period November 1, 1983 to December 31, 1983; further authorizing Director of Health and Welfare to apply for funds in amount of \$151,360.91 from Center for Disease Control for period December 22, 1983 to October 31, 1984 for Sexually Transmitted Disease Clinic; no municipal funds required. (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-t.

Resolution ratifying submission of application to New Jersey State Department of Health for Urban Rodent Control Project, for period July 1, 1983 to December 31, 1983; further authorizing Director of Health and Welfare to apply for funds in amount of \$245,737. from New Jersey State Department of Health, for period December 22, 1983 to June 30, 1984, for Urban Rodent Control Project; City of Newark shall provide in-kind match for salaries and utilities in sum of \$8,461. (Copy of resolution and correspondence submitted to each Member of the Council)

December 21, 1983

001

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne.

Councilman Payne stated that he hoped they could move towards having the City put additional funds into the budget for rodent control.

Councilman Carrino agreed with Councilman Payne and said that recently they have had some very bad experiences with rodents in the North Ward. He suggested that in the near future they meet with the people from Rodent Control and the State to see how they can expand this program.

Councilman Rice said that they need to deal with the garden problem in relation to the rodent problem. He said the creation of these gardens on empty lots have produced a breeding ground for rodents. He said they need to create a balance between these two things.

Councilman James stated the State Department has continuously told us that this is the responsibility of the individual homeowners. He said they can do anything they want to do if they are going to fund it. If they are going to do more it will have to be done with municipal funds.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-u.

Resolution ratifying contract with Newark Manpower Skills Center for period November 28, 1983 to December 21, 1983; further authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Newark Manpower Skills Center for Classroom Training Activities Program for 140 participants for period December 22, 1983 to June 1, 1984; in sum of \$350,000.; source of funds - Comprehensive Employment and Training Act Amendment of 1978. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-v.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training to enter into and execute a Planning Grant in sum of \$34,600. with State of New Jersey Department of Labor under the Job Training Partnership Act; to be used by Newark Private Industry Council for Planning activities.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

A motion to consider Resolution 7-R-cf was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-cf.

Resolution authorizing Director of Recreation and Parks to execute and enter into contract with Theater of Universal Images (T.U.I.); to provide professional services and instructions in such areas as acting, dance and voice at Boylan Street Recreation Center, in amount of \$10,400.; TUI's in-kind contribution-\$6,100. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. (40A:11-2(1)(a))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Rice, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

December 21, 1983

7-R-w.

Resolution ratifying contract with FOCUS, Newark, Inc. for period June 1, 1983 to December 21, 1983; further authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into and execute contract with FOCUS, Newark, Inc. for period December 22, 1983 to May 31, 1984, for purpose of implementing project entitled "Project Gains", in sum of \$50,000. (Only responsible bidder)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-x.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into grant agreement to accept and implement UDAG Grant No. B-83-AA-34-0231 from execution of said agreement until completion of all close out procedures and final settlement respecting this grant; July 2, 1983 City of Newark awarded UDAG No. B-83-AA-34-0231 in sum of \$489,250.; for rehabilitation of a vacant church located at 229-233 West Market Street into 26,000 square feet of office space and a restaurant, and parking area located at 172-174 Hudson Street, Project known as St. Joseph's Plaza.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

A motion to consider Item 8-f at this time was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

8-f.

The City Clerk presented Communication from Business Administrator Hill, received December 12, 1983, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Police Guard)

(Police Guard (40 Hrs.) 1/1/84 \$10,952.58 - \$13,063.22)

(New title - Non-union - No fiscal impact since it cannot be determined at this time)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Rice, Villani.

No: Councilmen Payne, President Grant.

At a later time in the meeting after Resolution 7-R-y, Councilman Branch requested to have his vote changed from the affirmative to the negative.

A motion to table the ordinance was made by Councilman Martinez, seconded by Councilman Rice and adopted by the following votes:

Yes: Councilmen Carrino, James, Martinez, Rice, Villani.

No: Councilmen Branch, Payne, President Grant.

(Councilman Rice left the meeting at 9:42 P.M.)

7-R-y.

Resolution authorizing Mayor and Executive Director of Mayor's Policy and Development Office/Community Development Administration to enter into agreement with NEDC Financial Management Corporation and St. Joseph's Urban Renewal Corporation for purpose of transferring grant funds to NEDC Financial Management Corporation; contract provides for transfer of funds in amount of \$489,250. to NEDC Financial Management Corporation contingent upon receipt of grant funds from Department of Housing and Urban Development, for purpose of making loan in amount of \$475,000. to St. Joseph's Urban Renewal Corporation to rehabilitate approximately 26,000 square feet of space into office space and a restaurant at 229-233 West Market Street and 172-174 Hudson Street, and up to \$14,250. for documented eligible administrative activities related to the Project. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-z.

Resolution amending Resolution 7-R-c(S-2), July 19, 1983, by amending Local Development Corporation Contract between the City of Newark and Newark Economic Development Corporation (NEDC) to allocate \$109,916. contracted for Local Development Corporation Activities instead for the Architectural Design and Engineering costs related to construction of Riverfront Project located on site bounded by the Passaic River, McCarter Highway and Raymond Boulevard.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Villani, President Grant.
No: Councilman Payne.

At a later time in the meeting after Resolution 7-R-ba, Councilman Payne requested to have his vote changed from the negative to the affirmative.

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-ba.

Resolution authorizing Director of Engineering to execute contract with Granada Construction Corp., 278 Ferry Street, Newark, lowest responsible bidder, for Sidewalk Reconstruction, Springfield Avenue (between Holland and Blum Streets), for total sum of \$18,737., in accordance with plans and specifications; further authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed an additional \$4,500.; funds provided by Safe and Clean.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Rice, Villani, President Grant.

7-R-bb.

Resolution authorizing Director of Engineering to execute contract with E.R. Barrett Inc., 33 Stonehouse Road, Millington, New Jersey, lowest responsible bid, for Reroofing of Newark Police and Courts Building (31 Green Street), for total sum of \$172,000., in accordance with plans and specifications; further authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed \$4,500.; funds provided by 1983 Adopted Budget/Capital Funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilman Branch, James, Payne, Villani, President Grant.
No: Councilman Martinez.
Not Voting: Councilman Carrino.

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7-R-bc.

Resolution confirming action taken by Director of Engineering; pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Gunita Grout Inc., 201 Welland Avenue, Irvington, New Jersey, lowest responsible proposal, for project known as Murray Street Emergency Sewer Repair (Contract 83-52E) for total sum of \$7,300., in accordance with proposal and specifications; further authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed \$1,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bd.

Resolution authorizing Director of Engineering to execute contract with Mathew Contracting, 526 South 2nd Avenue, Highland, New Jersey, lowest responsible bid, for Sidewalk and Curb Reconstruction at Wilsey and Warren Streets, for total sum of \$13,230.75, in accordance with specifications; further authorizing Director of Engineering to execute change orders as needed to fulfill the goals of this project in net amount not to exceed \$4,500.; funds provided by 1983 Adopted Budget/Capital Funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-be.

Resolution authorizing Director of Finance to issue check payable to Mr. and Mrs. Herbert Torrence in sum of \$675. upon receipt of a General Release executed by them in favor of City of Newark and any other documents deemed necessary by Corporation Counsel; for damages to fence, storm windows and drain pipes at 39 Mt. Pleasant Avenue owned by Mr. and Mrs. Torrence when Newark Demolition Team were demolishing building located at 41-47 Mt. Pleasant Avenue. (Instituted suit against City of Newark in Superior Court of New Jersey)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bf.

Resolution authorizing Director of Finance to issue check in sum of \$1,000. payable to Guardian Fence Company, Inc. and their attorneys Franzblau & Falkin, P.A., upon receipt of all documents deemed necessary by Corporation Counsel, for breach of contract arising from the construction of an extension to fence at Ironbound Little League. (Instituted suit in Superior Court)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

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7-R-bg. Resolution authorizing Director of Finance to issue check in sum of \$2,500. payable to Felipe Martinez and Peter C. Vitanzo, his attorney, upon receipt of all documents deemed necessary by Corporation Counsel in discharge of this claim to be executed by Mr. Martinez; for suffering from a dermatological condition which has been alleged to be aggravated and accelerated by his performance of his employment as a Police Officer with City of Newark. (Filed claim petition against City of Newark)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bh. Resolution accepting \$4,606. in satisfaction of demolition lien on property 357 Madison Avenue, Block 2644, Lot 35, owned by James B. Roberts, and personal debt of owner of said property, upon receipt of all documents deemed necessary by Corporation Counsel; upon said payment Corporation Counsel to direct Construction Code Official of City of Newark to remove lien imposed upon said property from records of City and County; further authorizing Corporation Counsel to issue General Release from personal liability to Mr. Roberts for any cost and expenses incurred by City of Newark to demolish the building.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bi. Resolution authorizing Director of Finance to cancel interest and penalties in amount of \$2,116.92 resulting from unpaid municipal payroll taxes for years 1974 through 1978 for property located at 442 South Orange Avenue, Block 318, Lot 1, owned by Ruth Leon. (Release of Judgement)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bj. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Multiphasic Methadone Maintenance Program (Contract #84-30NAR), \$445,060.; item available from New Jersey State Department of Health.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Payne, Villani, President Grant.
No: Councilmen Carrino, Martinez.

7-R-bk. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Women, Infants and Children Supplemental Food Program, \$398,700.; item available from New Jersey State Department of Health.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

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7-R-bl. Resolution requesting Director of Local Government Services to approve insertion in 1983 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Rodent Control Program (Contract 84-294 Rod), \$245,737.; item available from New Jersey State Department of Health.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bm. Resolution granting extension of leave of absence without pay to Henry Martinez, Sergeant of Police, Newark Police Department, for period beginning July 1, 1983 and ending December 31, 1983. (Councilman - First leave began July 1, 1974)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bn. Resolution granting extension of leave of absence without pay to Anthony Carrino, Police Officer, Department of Police, for period beginning July 1, 1983 and ending December 31, 1983. (Councilman - First leave began July 1, 1974)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bo. Resolution granting extension of leave of absence without pay to Vincent E. Toma, Manager, Department of General Services, Division of Public Buildings, for period beginning January 1, 1984 and ending July 1, 1984. (Appointed Director, Department of General Services - First leave began July 1, 1978)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bp. Resolution granting extension of leave of absence without pay to Geraldine C. Smith, Clerk Typist, Department of Administration, Business Administrator's Office, for period beginning June 10, 1982 and ending December 10, 1982. (Appointed Rent Control Administrator - First leave began June 10, 1972)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bq. Resolution granting extension of leave of absence without pay to Geraldine C. Smith, Clerk Typist, Department of Administration, Business Administrator's Office, for period beginning December 10, 1982 and ending June 10, 1983. (Appointed Rent Control Administrator - First leave began June 10, 1972)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

December 21, 1983

7-R-br. Resolution granting extension of leave of absence without pay to Geraldine C. Smith, Clerk Typist, Department of Administration, Business Administrator's Office, for period beginning June 10, 1983 and ending December 10, 1983. (Appointed Rent Control Administrator - First leave began June 10, 1972)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bs. Resolution granting extension of leave of absence without pay to Carolyn Horowitz, Senior Account Clerk, Department of Health and Welfare, Division of Inspections, for period beginning October 28, 1983 and ending April 27, 1984. (To continue as Demolition Expeditor, Newark Demolition Team, H.C.D.A. - First leave began October 27, 1980)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bt. Resolution designating reserved parking area for handicapped motorists; Lafayette Street, south side, beginning 72 feet west of the westerly curblin of Prospect Street and extending 21 feet westerly therefrom; pursuant to Section 39:4-8, of Title 39 of the Revised Statutes of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bu. Resolution designating reserved parking areas for handicapped motorists; Clifton Avenue, East side, beginning 430 feet south of the southerly curblin of Park Avenue and extending 50 feet southerly therefrom; Clifton Avenue, West side, beginning 508 feet south of the southerly curblin of Abington Avenue and extending 25 feet southerly therefrom; Highland Avenue, West side, beginning 244 feet south of the southerly curblin of Bloomfield Avenue and extending 25 feet southerly therefrom; pursuant to Section 39:4-8, of Title 39 of the Revised Statutes of the State of New Jersey.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

7-R-bv. Resolution authorizing Corporation Counsel and Tax Collector to enter into Consent Order/Installment Agreement with each previous "Owner of Record" indicated on annexed list; total arrearage sum due City of Newark on any one parcel shall be made in substantially equal monthly installments over period not exceeding three years in all.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman James, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, James, Martinez, Payne, Villani, President Grant.
No: Councilman Carrino.

December 21, 1983

7-R-bw. Resolution authorizing the Newark Watershed Conservation and Development Corporation to advertise for the lease of a +12 acre portion of Block 460, Lot 17 in the West Milford Township for a term of two (2) years at a minimum amount of \$3,000. for use as a "Fall Zone" in connection with a Trap Shooting Range; and setting a date for return of bids as January 27, 1984 and for awarding of a lease as February 15, 1984 to be in accordance with N.J.S.A. 40A:12-14(a)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-bx. Resolution authorizing Business Administrator to execute agreement with the Board of Trustees of the First Presbyterian Church, et als, wherein City of Newark will construct a Fire Access Pad at rear of 828-830 Broad Street; further City to indemnify and hold harmless the trustees of First Presbyterian Church, Edison River Corporation and Edison Parking Corporation, from any claims of personal injury or property damage resulting from construction and use of said platform.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-by. Resolution authorizing the City Treasurer to refund three hundred and ninety dollars (\$390.) to Mr. Thomas Tedesco for an amusement parlor license not issued. (1137 South Orange Avenue).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Branch and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-bz. Resolution authorizing Business Administrator to amend terms of City's current contracts with Blue Cross and Blue Shield of New Jersey to provide upgraded health benefits for elected and appointed officials, middle level management and other employees of City of Newark. (Blue Shield P.A.C.E. level; Rider "J", qualified dependents to age 23), effective January 1, 1984; cost of providing aforesaid additional benefits for year 1984 shall not exceed \$20,816.40 and shall be appropriated in 1984 Municipal Budget. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-ca. Resolution authorizing the Director of Finance to issue checks to James Davis and Gerald F. George, Esq. in the amount of \$12,250. and to the Police and Firemen's Retirement System of New Jersey in the amount of \$12,106. in settlement of claims in the matter of United States of America v. State of New Jersey et als, Civil Action Nos. 950-73, 77-2054, and 79-184.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cb. Resolution authorizing Corporation Counsel and Tax Collector to enter into (Partial) "Consent Order to Vacate" with each "Owner on Record" indicated on annexed list for amount shown thereon; total arrearage sum due City plus subsequent years' taxes be paid in full on date of redemption.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cc. Resolution amending Resolution 7-R-ba, November 22, 1983, authorizing Director of Finance to pay amounts set forth in Exhibits A to parties indicated, for payment of interest; judgements entered by Tax Court of New Jersey reducing assessment with regard to properties, by correcting interest amounts due; proceeds to be paid from Judgement Account (Law Department).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cd. Resolution appointing Llewellyn Cummins Constable for a term ending December 31, 1984 and approving his bond as to sufficiency.(M)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-ce. Resolution authorizing Director of Engineering to execute agreement with Public Service Electric and Gas Company; for continuing to upgrade its street lighting system, for sum not to exceed \$297,000. (modernize existing incandescent, mercury vapor and fluorescent illumination system); funds provided in Operating Budget. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(5)(f))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cf. Resolution authorizing Director of Recreation and Parks to execute and enter into contract with Theater of Universal Images (T.U.I.); to provide professional services and instructions in such areas as acting, dance and voice at Boylan Street Recreation Center, in amount of \$10,400.; TUI's in-kind contribution-\$6,100. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a))
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution see page 35 in the minutes of this meeting)

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7-R-cg.

Resolution authorizing Business Administrator to amend terms of City's current contracts with Blue Cross and Blue Shield of New Jersey to provide upgraded health benefits to active City employees and eligible dependents serving in titles of "Chief Identification Officer and Assistant Chief Identification Officer, effective January 1, 1984; P.A.C.E.; Rider "J", qualified benefits to age 23) benefits to prospective retirees and their dependents ("14/20" Plan level, Group Dental Health Administrator's Inc. contract) cost of providing aforesaid additional benefits for year 1984 shall not exceed \$1,703.16 and shall be appropriated in 1984 Budget. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Martinez, seconded by Councilman Carrino.

Councilman Payne stated that they cannot continue to afford these luxurious benefits that they give the employees. He noted that they will have to start the trend of employee participation.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-ch.

Resolution authorizing Business Administrator to amend terms of City's current contract with Blue Cross and Blue shield of New Jersey to provide upgraded health benefits to employees serving in title of "Deputy Chief" in the Police and Fire Departments, and eligible dependents, effective January 1, 1984; upgrade medical-surgical benefits at Blue Shield of Newark Jersey's P.A.C.E.; increasing Rider "J"; coverage for dependents to age 23. (Amended contracts awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(M)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-ci.
(A.S.)

Resolution recognizing and commending Professor Marshall Brown of Essex County College on his retirement after 43 years of exemplary service to the youth of New Jersey, and the teaching and coaching profession.

A motion to adopt the resolution was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cj.
(A.S.)

Resolution concurring in request of Samuel Klein and Company, External Auditor for the City of Newark, that the filing date of the 1982 audit report for the year 1982, submitted by the auditor on December 12, 1983 be extended to that date.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-ck.
(A.S.)

Resolution amending application made by George Wilson to the Newark Municipal Council appealing the decision of the Board of Adjustment granting the conversion of a one-family dwelling to a three-family dwelling with insufficient side yard and no on-site parking in a 3rd residence district for premises located at 348 Clifton Avenue, Newark, to include Raymond Stabile as a joint appellant and party to this action.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cl.
(A.S.)

Resolution expressing profound sorrow and regret at the death of Mrs. Muriel Cook Gibson, wife of Mayor Kenneth A. Gibson and "First Lady" of the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cm.
(A.S.)

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Mount Carmel Guild/Catholic Community Services, lowest responsible bid received, for period January 3, 1984 through June 15, 1984, for Clerk Typist Program; total amount of contract shall not exceed \$48,632. for 40 participants. (Source of funding - N. J. Department of Labor, Employment and Training Administration)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cn.
(A.S.)

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into contract with Essex College of Business, lowest responsible bid received, for period January 3, 1984 through June 15, 1984, for a Word Processing Program for 17 participants; total amount of contract shall not exceed \$30,000. (Source of funding - N. J. Department of Labor, Employment and Training Administration)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-co.
(A.S.)

Resolution ratifying contract with National Association for Retarded Citizens, for period December 5, 1983 to December 21, 1983; further authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter and execute contract with National Association for Retarded Citizens, lowest responsible bid received, for period December 22, 1983 to June 29, 1984; for On-the-Job Training/Retarded Citizens Program; total amount of contract shall not exceed \$18,040. for 29 participants. (Source of funding - N. J. Department of Labor, Employment and Training Administration)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

December 21, 1983

7-R-cp.
(A.S.)

Resolution amending Resolution 7-R-d (S-1), November 9, 1983, contract with B.C.F. Enterprises, Inc., by changing beginning date from November 14, 1983 to November 21, 1983 and changing ending date from April 27, 1984 to May 31, 1984; No additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Grant, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cq.
(A.S.)

Resolution amending Resolution 7-R-a (S-1), November 9, 1983, contract with North Jersey Community Union by changing beginning date from November 14, 1983 to December 12, 1983 and changing ending date from April 13, 1984 to May 11, 1984; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cr.
(A.S.)

Resolution recognizing and commending the Officers of the Newark Police Department responsible for the safe and successful conclusion of a serious hostage crisis in December, 1983, without a single loss of life.

A motion to adopt the resolution was by President Grant, seconded by Councilman Carrino.

Councilman Martinez requested that these officers have this resolution presented at a meeting.

President Grant stated these officers were going to be present at the first meeting in January.

The motion to adopt the resolution was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-cs.
(A.S.)

Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Materials and Supplies, Gasoline-\$900. to Other Expenses, Miscellaneous, Recreation-\$900.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each meeting of Council)

A motion to adopt the resolution was made by Councilman Branch, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-R-ct.
(A.S.)

Resolution recognizing and commending Mr. William Johnson for outstanding community service.

(For action on this resolution see page 6 in the minutes of this meeting)

MOTIONS.

7-M-a.

A MOTION BY THE NEWARK MUNICIPAL COUNCIL RECOGNIZING AND COMMENDING MR. "BILL" WATSON OF UNIFIED VAILSBURG SERVICES ORGANIZATION (UVSO) FOR 7 YEARS OF DEDICATED AND MERITORIOUS SERVICE AS COORDINATOR FOR COMMUNITY ORGANIZATION AND PLANNING FOR THE CITIZENS OF THE WEST WARD AND ESPECIALLY THE RESIDENTS OF VAILSBURG; FURTHER, EXTENDING TO BILL, ON BEHALF OF THE THE PEOPLE OF NEWARK, SINCERE BEST WISHES IN ALL HIS COMING ENDEAVORS AND EXPRESSING THE HOPE THAT HE WILL ENJOY A FUTURE AS RICH AND REWARDING AS HIS PAST was made by Councilman James, seconded by President Grant and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-M-b.

A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO PROPOSE SHORT-RANGE, IMMEDIATE STEPS TO IMPROVE THE QUALITY OF NEWARK'S WATER, AND TO ADVISE CITIZENS ON ANY ACTIONS THEY CAN TAKE TO REDUCE CONTAMINATION AND DISCOLORATION OF THEIR WATER was made by Councilman James, seconded by Councilwoman Villani.

Councilwoman Villani stated no matter what section of the City she goes to the first thing the people bring to her attention is the dirty water and then the dirty streets.

The motion was declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-M-c.

A MOTION DIRECTING THAT A MAILGRAM BE SENT TO THE AMERICAN RED CROSS, ASSOCIATED PRESS AND UNITED PRESS INTERNATIONAL TO EXTEND WARMEST HOLIDAY GREETINGS TO AMERICAN SERVICE MEN AND WOMEN AROUND THE WORLD, AND ASKING THEIR HELP IN TRANSMITTING THEIR GOOD WISHES TO AMERICAN UNIFORMED PERSONNEL, PARTICULARLY IN LEBANON AND GRENADA AND THAT THE MUNICIPAL COUNCIL AND PEOPLE OF NEWARK ARE GRATEFUL FOR THEIR SACRIFICES IN DEFENDING DEMOCRACY AND PRESERVING PEACE THROUGHOUT THE WORLD AND HOPED THEY MAY RETURN SAFELY TO THEIR LOVED ONES; FURTHER EXTENDING WARMEST HOLIDAY GREETINGS TO MRS. MARILYN GOODMAN, MOTHER OF NAVY LT. ROBERT O. GOODMAN, JR. WHO WAS SHOT DOWN OVER LEBANON AND IS BEING DETAINED BY SYRIAN FORCES AND THAT THE PEOPLE OF THE CITY OF NEWARK ARE GRATEFUL FOR THE SACRIFICES THAT SHE AND HER SON ARE MAKING FOR THE NATIONAL INTEREST AND FURTHER EXTENDING HOLIDAY GREETINGS TO NAVY LT. ROBERT O. GOODMAN JR., THROUGH THE EMBASSY OF SYRIA was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

7-M-d.

A MOTION EXTENDING TO ALL OF THE RESIDENTS OF THE CITY OF NEWARK, ON BEHALF OF THE NEWARK MUNICIPAL COUNCIL, BEST WISHES FOR A HAPPY AND HEALTHY HOLIDAY SEASON AND FOR A MOST PROSPEROUS AND HEALTHY 1984 was made by President Grant, seconded by Councilwoman Villani and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani,
President Grant.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Proposed "Ordinance to amend an ordinance entitled "Wreckers, Title 8, Chapter 19, Sections 1 and 6 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (By amending Section 6, "Service Rates" Provisions and by supplementing Section 1 by adding a definition of Flatbed Service)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item see Ordinance 6-F-m on page 8 in the minutes of this meeting)

December 21, 1983

8-b.

The City Clerk presented Communication from Business Administrator Hill, received December 9, 1983, enclosing proposed "Ordinance repealing 'An ordinance approving the sale of 3 White Terrace, Block 3041, Lot 124 City of Newark, New Jersey, to the Newark Redevelopment and Housing Authority pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1)' adopted September 2, 1981."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1984 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Branch and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

8-c.

The City Clerk presented Communication from Business Administrator Hill, received December 9, 1983, enclosing proposed "Ordinance authorizing execution of a lease agreement between Bertha C. Lott, Landlord and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Block 1007, Lots 1, 5, and 6, for a period of Five (5) years, commencing on July 1, 1983 and expiring on June 30, 1988 pursuant to N.J.S.A. 40A:12-5(a)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1983, Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

8-d.

The City Clerk presented Communication from Business Administrator Hill, received December 9, 1983, enclosing proposed "Ordinance to amend and supplement the sewers and sewage disposal ordinance of the City of Newark to require each house and building in the City of Newark to be separately and independently connected to a sewer line."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Elton Hill, Assistant Business Administrator Thomas Banker, and Engineering Director Zach to the Special Conference, December 27, 1983, was made by President Grant, seconded by Councilwoman Villani and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

8-e

The City Clerk presented Communication from Business Administrator Hill, received December 12, 1983, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d) adopted May 4, 1977 as amended and supplemented (to create the title and salary range for Graphic Artist and to delete the title and salary range for Management Communications Specialist)"

(Office of the Business Administrator

Graphic Artist (35 Hrs.) \$20,891.44 - \$25,381.39)

(Non-Civil Service Association-Essex Council #1. Civil Service Reclassification with no salary change - no fiscal impact)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1984 Calendar of the Municipal Council for first reading was made by President Grant, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

8-f.

The City Clerk presented Communication from Business Administrator Hill, received December 12, 1983, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Police (Non-uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto. (To create the title and salary range for Police Guard)"

(Police Guard
(40 Hrs.) 1/1/84 \$10,952.58 - \$13,063.22)
(New title - Non-union - No fiscal impact since it cannot be determined at this time)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item see page 36 in the minutes of this meeting)

8-g.

The City Clerk presented Communication from Business Administrator Hill, received December 12, 1983, enclosing proposed "Ordinance authorizing the execution of a lease between Ivy Hill Park Apartments, Landlord, and the City of Newark, tenant, for the leasing of a portion of the premises commonly known as 35 Manor Drive, Block 4274, Lot 8, for the sum of \$9,000.00 for the first year and \$9,900. for the second year."

(Civil Defense and Disaster Control Center)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to invite Business Administrator Elton Hill, Corporation Counsel Teare, Office of Real Property Administrative Aide Armand Lembo, General Services Director Vincent Toma to the Special Conference, December 27, 1983, was made by President Grant, seconded by Councilman Payne and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

8-h.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented. (To regulate the closing hours of dance halls and discotheques)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 4, 1983, Calendar of the Municipal Council for first reading was made by Councilman Carrino, seconded by Councilman Martinez and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 12, Chapter 4, Section 12:4-8, Chapter 6, Section 12:6-2 and 12:6-3; Chapter 8, Section 12:8-3 and Chapter 10, Section 12:10-1 to 12:10-8 of the Revised Ordinances of the City of Newark, New Jersey."

(Instituting license fees for Milk and Milk Products-\$10. Poultry killing and dressing establishment-\$10.; Ice-\$10.; Defining and establishing fees for specific establishments where food and medicines are sold-\$25.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

December 21, 1983

- 9-b. Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 6, Chapter 2, Section 6:2-22 of the Revised Ordinances of the City of Newark, New Jersey."
(Issuing permits and instituting fee of \$10. to establishments where other animals or fowl are sold)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

- 9-c. Communication from Business Administrator Hill, received November 10, 1983, enclosing proposed "Ordinance to amend Title 8, Chapter 18, Section 4, of the Revised Ordinances of the City of Newark, New Jersey."
(Issuing license and instituting fee of \$25. for jobbers and vendors of processed meats, poultry and fish products from vehicles and stores)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by President Grant, seconded by Councilman Branch and declared adopted by President Grant by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

Councilman James stated they had received in the mail that once again the City would be hosting an auction on January 23, 1984. He noted that City-owned properties have been rehabilitated and were not sold at the last City auction. He noted if these structures are not sold there is always the possibility of them being vandalized. He said he hoped the Office of Real Property has notified the public of this up-coming auctions because he said many of the residents have told him they are not aware of these auctions.

Councilman James said perhaps a letter could be drafted to the Office of Real Property and to Administration to explore the utilization of water bills as another method of disseminating information. He noted since water bills are mailed quarterly would it be possible to include information such as a forthcoming auction if it falls within that quarter or any other information whereby communication could be improved. He suggested the drafting of this letter could be done at the next meeting.

Councilman Carrino stated that Mr. Lembo of the Office of Real Property was being invited to the December 27, 1983 special conference and perhaps the Council could find out what the Office of Real Property is doing internally to notify the public of these auctions.

President Grant stated that Communications Connection Corporation, the City of Newark's Cable Company, which was authorized by this Body, is present this evening making good on a promise and the residents of the City of Newark as a result of this Body's authorization now have cable in this City. He said this is a first in a series of City Council meetings that will be brought into the living rooms of the residents this evening. He said the Council appreciates the citizens watching and suggested that in the future the residents consult this channel to find out what is going on Newark City Government.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 30, 1983 to December 8, 1983.

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Benedict's Church	8881 (Amended)
St. Benedict's Booster Club	8952 (Amended)
Parent Association of St. Benedict's Elementary School	8953 (Amended)
Parent Association of St. Benedict's Elementary School	8953 (Amended)
General Committee of St. Aloysius Roman Catholic Church	8997 (Amended)
Congregation Chevra Anshe Lubovitz	9043
St. John's Ukrainian Catholic Church	9044

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Bethany Lodge #13 F & F.M. P.H.A.	9047

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

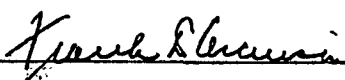
ADJOURNMENT.

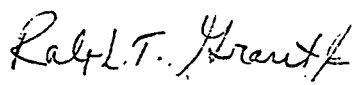
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Councilmen Branch, Carrino, James, Martinez, Payne, Villani, President Grant.

The meeting adjourned at 10:20 P.M.

APPROVED:


 Frank D'Ascensio
 City Clerk


 Ralph T. Grant, Jr.
 President

Newark, New Jersey, December 29, 1983

1308

The year end meeting of the Municipal Council of the City of Newark, New Jersey, scheduled to close out the City's business for the year 1983, was held on the above date, in the Council Chamber, City Hall, Newark, New Jersey, at 11:36 A.M.

President Grant called the meeting to order and asked for roll call.

Present: Councilmen Carrino, Martinez, Payne, Villani, President Grant.

(Councilmen James, Tucker arrived 11:38 A. M.)

President Grant stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 1, 1982, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on December 29, 1983, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title Twenty-Five, Chapter Three, Sections Four and Five, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title Twenty-Five, Chapter Three, Section 4, of Ordinance #6PH,S&F-a adopted March 2, 1983 shall be amended to read as follows:

Section 4. That Title Twenty-Five, Chapter Three, Section One, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended, be further amended to read as follows with such amendment to be in effect for the period from January 1, 1984 until such time as it is further amended by the Municipal Council:

25:3-1. Rates: General Schedule

The Charges for all water furnished by the City of Newark including private consumers in Silver Lake District, Belleville and elsewhere outside of Newark (unless otherwise covered by special contract), shall be as follows:

\$10.37 for the first 500 cubic feet or less, per quarter;

\$10.37 per 1,000 cubic feet for the next 9,500 cubic feet per quarter;

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\$ 9.38 per 1,000 cubic feet for the next 90,000
cubic feet per quarter;

\$ 8.41 per 1,000 cubic feet for the next 400,000
cubic feet per quarter;

\$ 7.45 per 1,000 cubic feet for all over 500,000
cubic feet per quarter;

Section 2. That Title Twenty-Five, Chapter Three,
Section 5, of Ordinance #6PH,S&F-a adopted March 2, 1983 shall be
amended to read as follows:

Section 5. That Title Twenty-Five, Chapter Three,
Section Two, of the Revised Ordinances of the City
of Newark, New Jersey (1966), as amended, be further
amended as follows, with such amendment to be in
effect for the period from January 1, 1984 until
such time as it is further amended by the Municipal
Council:

25:3-2. Rates for Certain Use of High Pressure
Supply System.

\$22.86 for the first 500 cubic feet or less per
quarter;

\$14.87 per 1,000 cubic feet for the next 9,500
cubic feet per quarter;

\$13.76 per 1,000 cubic feet for the next 90,000
cubic feet per quarter;

\$11.45 per 1,000 cubic feet for all over 400,000
cubic feet per quarter;

\$10.74 per 1,000 cubic feet for all over 500,000
cubic feet per quarter.

Section 3. Any prior ordinance or part thereof which is
inconsistent with this ordinance is hereby repealed.

Section 4. This ordinance shall take effect on January 1,
1984, after final passage and publication and in accordance with the
laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to
approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on
second reading and final passage was made by Councilman Martinez, seconded by
Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, Villani, President Grant.

President Grant: The yeses are five and the noes are none. This ordinance
having been read on two separate days and having achieved the vote required by the
statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor
for his approval or disapproval.

(Councilmen James, Tucker arrived 11:38 A.M.)

After Ordinance 6-Ph, S & F-b, Councilman Carrino noted that 6-Ph, S & F-a, raises
the water rates. The only thing that was going to be a benefit to anyone is that
6-Ph, S & F-b would lower the sewer rates for some people. If they are not going to
adopt 6-Ph, S & F-b, he would like to change his vote from the affirmative to the negative
on 6-Ph, S & F-a because there will be a raise and no decrease.

Councilman James asked if both of these measures represent a 15% total reduction for

December 29, 1983

the individual homeowner?

President Grant replied this is the information that was relayed to the Council both verbally and in writing by Assistant Business Administrator Banker.

Councilman Carrino said however, the 15% decrease depends on the enactment of both the ordinances. 6-Ph, S & F-a is an increase in water rates and 6-Ph, S & F-b is a larger decrease in the sewer rate which leads to the 15% decrease.

Councilman James said he shares the concerns of Councilman Carrino. His only reservation at this time is that he knows if it is not passed now, Pabst and others indicated they will speak at their next meeting. The end of the year meeting is somewhat unique and many individuals, as they can see are not in attendance. He questioned whether they would lose any benefits if adopted on January 4th, wherein persons would have an opportunity to be heard?

Councilman Martinez felt Councilman James brought up a good point. It would cause a benefit to the homeowner and indicated he will change his vote from not voting to the affirmative on 6-Ph, S & F-b.

Councilman Payne indicated he would like to change his vote from the affirmative to the negative on 6-Ph, S & F-a. He is going along with this modest increase because of the tremendous decrease in the sewer rates for the homeowners who have all been talking about how they have been hit by these great increases. Here is an opportunity for them to get the decrease and shift the burden temporarily.

Councilwoman Villani echoed the same sentiments as Councilman Payne.

Councilman Tucker said they have approved in the past water rates in March and the effective rates were retroactive to January. The action on the sewer and water rates was introduced at a special meeting. The public for the most part did not have an opportunity to participate. Now they are approving this on final at another special meeting. If they are amenable to change the rates, they can do it at a regular meeting in January, where people have an opportunity to participate.

Councilman Carrino said he would have no problem with removing his second to both of the ordinances.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Martinez, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Martinez, Villani, President Grant.
No: Councilmen Carrino, Payne.

A motion to defer action on this ordinance and continue the public hearing, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

City Clerk D'Ascensio stated this ordinance will be on the Agenda of January 4, 1984 under Ordinances for Public Hearing, Second Reading and Final Passage.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title Twenty-One, Chapter Five, Section Three, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (To adjust sewer user charges)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Title Twenty-One, Chapter Five, Section Three of the Revised Ordinance of the City of Newark, New Jersey, 1966, be amended in its entirety to read as follows:

I. Large Scale Residential, Industrial, Commercial, Tax Abated and Tax Exempt Users

All large scale residential, industrial, commercial tax abated and tax exempt users of municipal wastewater facilities shall be billed for such use on two bases. For purposes of this ordinance, such users shall be defined as all users identified as such by the regional sewer authority pursuant to the regulations of the United States Environmental Protection Agency, 35.929-1(b)(4).

a) Twice a year, each such user shall be billed for its share of the operating and maintenance costs borne by the regional sewer authority in the treatment of wastewater. These billings shall be based on a method of calculation approved by the United States Environmental Protection Agency which shall at a minimum reflect the volume of waste and the strength of that waste as measured by the parameters of biochemical oxygen demand (BOD) and suspended solids (SS) per unit volume. Calculation of the amount to be billed shall be done by the regional sewer authority, who shall present the bills to the City of Newark for distribution and collection of payments.

Bills payable pursuant to this subsection shall be presented to the affected users on January 15th and July 15th of each year, or as soon as is practicable thereafter. Such bills shall be due and payable upon presentation.

b) In addition to such bills as payable pursuant to subsection I-a of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of wastewater.

1. As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed at a rate of \$5.10 per 1,000 cubic feet of water supplied by the City.

2. As an alternative to (1), any such property owner may install metering equipment on his premises to measure the actual flow of sewage into public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be \$5.10 per metered 1,000 cubic feet of sewage.

3. Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be \$5.10 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City.

4. In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

5. In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than \$10.20 per quarter.

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II. All Other Sewer System Users

All other users of municipal wastewater facilities, with the exclusion of publicly owned facilities utilized for the performance of the functions of either the municipal government of the City of Newark or of the Newark School District, shall be billed for their usage based on the following.

a) Users of municipal wastewater facilities shall be billed \$6.70 per 1,000 cubic feet of water supplied by the City.

b) As an alternative to (a), any property owner may install metering equipment on his premises to measure the actual flow of sewage into the public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The user charge for property owners who elect direct actual metering shall be \$6.70 per metered 1,000 cubic feet of sewage.

c) Property owners who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The user charge for these properties shall be \$6.70 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City.

d) In the event that a property owner shall prove to be satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

e) In no event shall any property owner utilizing municipally controlled sewers pay a user charge of less than \$13.40 per quarter.

Section 2. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect as of January 1, 1984, after final passage and publication in accordance with the laws of the State of New Jersey.

President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, Payne, President Grant.

No: Councilmen James, Tucker, Villani.

Not Voting: Councilman Martinez.

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Councilman Martinez requested to change his vote from not voting to the affirmative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Councilman Payne, seconded by Councilman Carrino and failed of adoption by the following votes:

Yes: Councilmen Carrino, Martinez, Payne, President Grant.
No: Councilmen James, Tucker, Villani.

A motion to defer action on this ordinance and continue the public hearing, was made by Councilman Tucker, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:

Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

City Clerk D'Ascensio stated this ordinance will be on the Agenda of January 4, 1984 under Ordinances for Public Hearing, Second Reading and Final Passage.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution transferring benefits and burdens of Financial Tax Abatement Agreement with RAR Urban Renewal Corporation, approved by Resolution 7-R-eb, December 30, 1980, to RAR Urban Renewal Company, a Limited Partnership; further that all annual service charge due and owing to the City be paid in full with accrued interest, if any, that all unpaid real estate taxes due on lands (Block 2022, Lot 29) on which project is located, be paid in full with accrued interest, if any; that sum of \$750. be paid to City, determined by Corporation Counsel, to be a reasonable charge for legal services, related to the review, preparation and/or submission of papers to Council for action on requested assignment; pursuant to N.J.S.A. 40:55C-66.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-b. Resolution appropriating \$50,308,704. as Temporary Appropriations prior to adoption of 1984 Operating Budget of the City of Newark.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Villani, President Grant.
No: Councilman Tucker.

- 7-R-c. Resolution establishing Temporary Appropriation for Municipal Debt Service-\$7,966,997.; School Debt Service-\$14,401,482. and Dedicated Revenue-Division of Water Utility Debt Service-\$1,029,529.; totalling \$23,398,008.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-d. Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility \$4,763,670.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-e. Resolution authorizing transfer of funds from Department of Administration, Office of the Business Administrator, Salaries and Wages, Other Salaries and Wages-\$20,000.; Office of Real Property, Salaries and Wages, Director-\$30,000., Other Salaries and Wages-\$20,000.; Department of Law, Salaries and Wages, Legal Assistants-\$30,500., Other Salaries and Wages-\$84,500.; Department of Finance, Division of Accounts and Controls, Salaries and Wages, Other Salaries and Wages-\$20,000.; Division of Revenue Collections, Salaries and Wages, Other Salaries and Wages-\$30,000.; Department of Recreation and Parks, Office of the Director, Salaries and Wages, Other Salaries and Wages-\$15,000. to Department of Administration, Division of Personnel, Miscellaneous, Employee Fringe Benefits-\$250,000.; further rescinding Resolution 7-R-bm, December 7, 1983.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Carrino, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-f. Resolution cancelling part or all of the unencumbered balances in budget appropriations for 1983 for the Current Fund Account.

A motion to adopt the resolution was made by Councilwoman Villani, seconded by Councilman Martinez and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-g. Resolution cancelling part or all of the unencumbered balances in budget appropriations for 1983 of the Water Utility Fund.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Carrino and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-h. Resolution voiding sale of City-owned properties, per attached Schedule A, based upon Resolution 7-R-bo (A.S.), November 2, 1983; (No bids were received) (175 Elizabeth Avenue; 135-7 Mapes Avenue; 156 Lehigh Avenue; 119 Shephard Avenue; 93-95 Lyons Avenue and 4446 Nye Avenue)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Councilman Payne, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

- 7-R-i. Resolution authorizing a Public Auction of City-owned properties not required for governmental purposes on Monday, January 23, 1984 at 10:00 A.M. and to be held at the Office of Real Property located at 32 Green Street, 4th Floor, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing the advertising of Exhibits "A" and "B" and notice of further meeting on February 1, 1984, or at the second regularly scheduled meeting following the auction, at which time the Municipal Council will accept or reject the bids as provided by law.

(Copy of resolution and correspondence submitted to each Member of the Council)

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A motion to adopt the resolution was made by Councilman Martinez, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

7-R-j. Resolution designating ten (10) Banks as Depositories for funds of the City of Newark, New Jersey. (Broad National Bank-Newark, City National Bank of New Jersey-Newark, Howard Savings Bank-Newark, Fidelity Union Bank-Newark, First Jersey National Bank-Jersey City, First National State Bank of New Jersey-Newark, Midlantic National Bank-Newark, New Jersey Cash Management-Trenton, Village Bank of New Jersey-South Orange and Hudson City Savings Bank-Paramus) and authorizing investment of idle monies effective until March 31, 1984.

A motion to adopt the resolution was made by Councilman Tucker, seconded by Councilman James and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

7-R-k. Resolution establishing Petty Cash Funds for Various City Departments for the Year 1984.

A motion to adopt the resolution was made by President Grant, seconded by Councilman Payne and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

7-R-l. Resolution authorizing transfer of funds from Office of the Municipal Council, Other Expenses, Services by Contract or Agreement-\$2,300., Materials and Supplies-\$700., totalling \$3,000. to Equipment-\$3,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by Councilman Payne, seconded by Councilman Tucker and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

MOTIONS.

7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE DEATH OF DEPUTY POLICE CHIEF EDWARD D. WILLIAMS, THE FIRST BLACK CAPTAIN IN THE HISTORY OF THE NEWARK POLICE DEPARTMENT, was made by the Council of the Whole and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

President Grant requested the audience to rise for a moment of silence in memory of Deputy Police Chief Edward D. Williams.

7-M-b. A MOTION URGING MAYOR KENNETH A. GIBSON AND BUSINESS ADMINISTRATOR ELTON HILL TO FORWARD THE LEGISLATION FOR THE HOMELESS PROGRAM TO THE MUNICIPAL COUNCIL FOR THEIR ACTION AS SOON AS POSSIBLE, was made by Councilman Tucker, seconded by President Grant and declared adopted by President Grant by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

ADJOURNMENT.

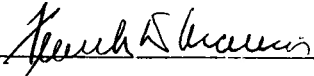
12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Councilmen Carrino, James, Martinez, Payne, Tucker, Villani, President Grant.

This meeting adjourned at 11:50 A.M.


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APPROVED:



Frank D'Ascensio
City Clerk



Ralph T. Grant, Jr.
President